

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

*In re PVC Pipe Antitrust Litigation*

Case No. 1:24-cv-07639

THIS DOCUMENT RELATES TO:

Hon. LaShonda A. Hunt

Non-Converter Seller Purchaser Class  
Plaintiffs

**DECLARATION OF CHRISTIE K. REED OF KROLL SETTLEMENT  
ADMINISTRATION LLC IN CONNECTION WITH NON-CONVERTER-SELLER  
PURCHASER CLASS PLAINTIFFS' UNOPPOSED MOTION FOR  
PRELIMINARY APPROVAL OF SETTLEMENT AGREEMENT  
WITH ATKORE DEFENDANTS AND RELATED RELIEF**

I, Christie K. Reed, hereby declare:

**INTRODUCTION**

1. I am the Media Director of Kroll Notice Media Solutions (“Kroll Media”),<sup>1</sup> a business unit of Kroll Settlement Administration LLC (“Kroll”), the proposed Settlement Administrator relating to the Non-Converter Seller Purchasers’ (“NCSPs”) settlement with Defendants Atkore Inc., Atkore International, Inc., Atkore Plastic Pipe Corp., Atkore RMCP, Inc., Allied Tube & Conduit Corporation and all of their predecessors, successors, assigns, and Affiliates and any and all past, present, and future parents, owners, subsidiaries, divisions, or departments (“Atkore Defendants” or “Settling Defendants”). Kroll’s principal office is located at One World Trade Center, 285 Fulton Street, 31st Floor, New York, New York 10007. I am over 21 years of age and am authorized to make this declaration on behalf of Kroll and myself. The following statements are based on my personal knowledge and information provided by other experienced Kroll employees working with me, including information reasonably relied upon in

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<sup>1</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Settlement Agreement (as defined below).

the fields of advertising media and communications. This declaration is being filed in connection with preliminary approval of the Settlement.

2. I have nearly 15 years of legal notice experience, and I have been involved with some of the largest and most complex programs in the legal notice industry, including cases involving antitrust class actions, consumer and product liability class actions, data breaches and consumer privacy actions, and government restitution. My expertise includes media planning and research, media buying, creative design and notice drafting, and data analysis of hundreds of court-approved national, local and international notice programs.

3. Kroll has extensive experience in class action matters, having provided services in class action settlements involving antitrust, privacy, securities, labor and employment, consumer and government enforcement matters. Kroll has provided class action services in over 3,000 settlements varying in size and complexity over the past 50 years. Attached as **Exhibit 1** are overviews of Kroll's settlement administration services and antitrust experience.

4. Interim NCSP Co-Lead Class Counsel have proposed Kroll as the Settlement Administrator to, among other tasks, develop and implement a notice plan (the "Notice Program") in connection with the Settlement Agreement between Non-Converter Seller Purchaser Class Plaintiffs and Atkore Defendants (the "Settlement Agreement") entered into in this Action.

5. The proposed Notice Program, as more fully detailed below, contemplates a mix of direct notice, where possible, targeted industry publication, and a consumer-orientated publication program to reach members of the NCSP Settlement Class, via methods described below, designed to reach at least 70% of likely NCSP Settlement Class members approximately 2.9 times on average. The Federal Judicial Center states that a publication notice plan that reaches<sup>2</sup> over 70% of targeted class members is considered a high percentage and the "norm" of a notice campaign.<sup>3</sup>

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<sup>2</sup> "Reach" measures the number of people who receive or are otherwise exposed to a notice plan.

<sup>3</sup> Barbara Rothstein and Thomas Willging, *Federal Judicial Center Managing Class Action Litigation: A Pocket Guide for Judges*, at 27 (3d ed. 2010).

6. To ensure that our calculations and estimates are accurately projected, the Notice Program was calculated using objective, syndicated advertising research tools from MRI-Simmons Research (“MRI”),<sup>4</sup> and online measurement from Comscore.<sup>5</sup> These are the same tools reasonably relied upon by advertising agencies nationwide as the basis to select media for large brands.

### **NOTICE PROGRAM SUMMARY**

7. The proposed Notice Program is designed to inform likely NCSP Settlement Class members of the proposed Settlement between NCSPs and Settling Defendants. Pursuant to Paragraph 5 of the Settlement Agreement, the NCSP Settlement Class is defined as:

All entities and persons who purchased PVC Pipe Systems in the United States between January 1, 2020 through Preliminary Approval (1) directly from a seller that purchased PVC Pipe Systems from a Converter Defendant that was (2) manufactured by a Converter Defendant.

Specifically excluded from the NCSP Class are (1) the following categories of purchasers: (a) All public water systems that purchased PVC Pipe Products for end-use, including in connection with the treatment or supply of water; (b) All public wastewater systems that purchased PVC Pipe Products for end-use, including for the collection, disposal, or treatment of wastewater; (c) All suppliers of public energy or electricity that purchased PVC Pipe Products for end-use, including in connection with the supply of electricity for public consumption; or (d) All purchasers of PVC Pipe Products that purchased from a seller who purchased the product indirectly from a Converter Defendant; (2) Defendants; the officers, directors, or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any Affiliate, legal representative, heir, or assign of any Defendant, (3) any federal government entities, (4) any judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action, and any business majority-owned by any such person, and (5) and the following alleged co-conspirators: Core & Main Inc., Ferguson Enterprises, Inc., Fortiline Waterworks, Hajoca Corporation, Porter Pipe & Supply Co., and United Pipe & Steel Corp.

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<sup>4</sup> MRI-Simmons USA is the most comprehensive study on American Consumers and is used by the majority of media and marketing agencies in the country to perform a wide variety of analytical, planning, and reporting functions. The nationally representative study provides comprehensive data on consumer attitudes, behaviors, media preferences, and more.

<sup>5</sup> Comscore is a global Internet information provider on which leading companies and advertising agencies rely for consumer behavior insight and Internet usage data.

8. The Notice Program includes a detailed notice that will be posted on the Settlement website (**Exhibit 2**, “Detailed Notice”), direct notice by email (**Exhibit 3**, “Email Notice”), a digital media banner ad campaign that will be published in relevant trade publications and through various online placements and social media platforms (**Exhibit 4**, sample digital ads), and a press release distribution (**Exhibit 5**, press release).

9. To reach NCSP Settlement Class members, the proposed Notice Program contemplates usage of the following direct and indirect notice components:

- Class Action Fairness Act notice to applicable government officials;
- Email Notice to potential NCSP Settlement Class members;
- Paid notice in trade publications;
- Online display banner advertising;
- Google keyword search advertising;
- Social media advertising through Facebook and YouTube;
- A press release;
- A neutral, informational Settlement website; and
- A toll-free telephone information line.

10. In connection with a prior settlement between NCSPs and Defendant Oil Price Information Service (“OPIS”), Interim NCSP Co-Lead Class Counsel obtained and Kroll analyzed email contact information for millions of potential NCSP Class members (the “Class List”). The list contained 14,598,558 unique email records. However, only 12,205,807 of those email addresses did not result in a bounceback.

#### **CAFA NOTICE**

11. On behalf of the Settling Defendants, Kroll will provide notice of the proposed Settlement pursuant to the Class Action Fairness Act, 28 U.S.C. § 1715(b) (the “CAFA Notice”).

At the Settling Defendants' counsel's direction, Kroll will send the CAFA Notice via first-class certified mail to (a) the Attorney General of the United States and (b) the applicable state Attorneys General. The CAFA Notice will also direct the recipients to the website [www.CAFANotice.com](http://www.CAFANotice.com), a site that will contain all the documents relating to the Settlement referenced in the CAFA Notice.

**EMAIL NOTICE**

12. Kroll will email the Email Notice (Exhibit 3) to NCSP Settlement Class members. The Email Notice will consist of the information provided in Exhibit 3 noted above, with formatting to enable it to be emailed to the Class List. Kroll will track and monitor emails that are rejected or "bounced back" as undeliverable. At the conclusion of the email campaign, Kroll will provide a report with the email delivery status of each record. The report will include the number of records that had a successful Email Notice delivery and a count of the records where delivery failed. Kroll will also update its administration database with the appropriate status of the email campaign for each of the NCSP Settlement Class member records.

**PUBLICATION NOTICE**

13. As required under Paragraph 6(b) of the Settlement Agreement, digital ads (Exhibit 4) and a press release (Exhibit 5) will also be provided by publication via media outlets. Kroll Media's proposal for notice by publication is set forth below.

***Target Audiences***

14. The publication notice program will utilize trade media to reach likely NCSP Settlement Class members and an online media campaign to achieve at least 70% reach among a target audience of adults employed in installation, maintenance, and repair occupations, and therefore likely NCSP Settlement Class members.

15. This target audience is a proxy definition for the NCSP Settlement Class, as no nationally syndicated media research data provides an exact target audience for NCSP Settlement

Class members. Utilizing an overinclusive proxy audience is commonplace in both class action litigation and advertising generally.<sup>6</sup>

### ***Trade Media***

16. To reach likely NCSP Settlement Class members, Kroll recommends paid notice in one or more digital trade publications targeted to professionals and businesses that likely use PVC pipe or PVC fittings in their lines of work.

17. This trade-targeted paid notice may include digital newsletters such as *CONTRACTOR eNews*, *Electrical Construction & Maintenance's Electrical Zone* e-newsletter, *Municipal Sewer & Water's MSW* e-newsletter, or *PHCP Pros* segmented newsletters targeting HVAC, Hydronics, Plumbing, and/or Pipes, Valves, and Fittings (PVF). Paid notice to trade media may also include website placements on sites like *Electrical Products & Solutions* ([www.epsmag.net](http://www.epsmag.net)) or on websites owned by the aforementioned publishers.

### ***Online Display***

18. Kroll Media will apply a programmatic approach to display advertising placements.<sup>7</sup> Digital banner ads will be purchased “programmatically” using a computer algorithm to show a specific ad to a specific visitor in a specific context. These ads are device-agnostic and will appear across desktop, laptop, tablet, or mobile devices.

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<sup>6</sup> “If the total population base (or number of class members) is potentially unknown, it is accepted advertising and communication practice to use a proxy-media definition, which is based on accepted media research tools and methods that will allow the notice expert to establish that number. The percentage of the population reached by supporting media can then be established.” Duke Law School, *GUIDELINES AND BEST PRACTICES IMPLEMENTING 2018 AMENDMENTS TO RULE 23 CLASS ACTION SETTLEMENT PROVISIONS*, at 56. This publication is available online at: <https://scholarship.law.duke.edu/cgi/viewcontent.cgi?article=1003&context=bolch>.

<sup>7</sup> In practice, when a user visits a website, an IP connection between the user’s device and the publisher’s webserver is established. The website then flags available ad tags so that the ad server can analyze data about the user, such as demographic attributes or location. This information is shared with advertising exchanges (*i.e.*, digital advertising marketplaces for ad space) where ad buyers can bid on the ad unit relevant to the campaign. If the ad unit is user-relevant, *i.e.*, it targets a likely class member based on matching user attributes, a bid is offered. Upon winning the bid for the ad unit, the ad is downloaded on a webpage for a user to see and this counts as an impression.

19. Online display ads will be targeted to adults 18 years of age or older nationwide who are likely plumbers, electricians, plumbing contractors, electrical contractors, etc., behaviorally targeted to users interested in home DIY, home repair, crafts, etc., and/or contextually targeted alongside content related to plumbing fixtures and equipment, hobbies and leisure, and/or energy and utilities.

20. The content of the digital banner ads will include relevant information for users to self-identify whether they are part of the NCSP Settlement Class. When an ad is clicked, an embedded link will direct the user to the Settlement website where they can learn more about the Settlement and potentially file a claim form online.

21. The display ad units will include the most popular and widely-accepted formats such as 160x600 (wide skyscraper), 300x250 (rectangle), 300x600 (large skyscraper), 729x90 (leaderboard), 300x50 (mobile banner), 320x50 (mobile leaderboard), and 336x280 (large rectangle).<sup>8</sup>

#### ***Google Search Ads***

22. Keyword search advertising will be used to display advertisements to users in their Google Search results. This will help drive likely NCSP Settlement Class members who are actively searching for information about the Settlement to the Settlement website. When a user conducts a search for Settlement-related content, such as “*pvc pipe*,” “*pvc fittings*,” “*pvc price fixing*,” and other similar terms, a sponsored link may appear, which will provide brief information about the Settlement and direct users to the Settlement website.

#### ***Social Media Ads***

23. Social media ads will appear on Facebook and YouTube.

24. Facebook ads will be targeted to adults 18 years of age or older who have listed employment relevant to the NCSP Settlement Class, such as plumbers, electricians, plumbing

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<sup>8</sup> Creating multiple ad sizes increases a notice plan’s probability of getting the message in front of the right target audience at the right time. If a web page serves only 300x250 and 728x90 ads, and the campaign only created a 320x50 ad, a notice plan ad will not have the opportunity to serve an ad on that website.

contractors, electrical contractors, etc. Additionally, ads will be targeted to users who are interested in home DIY, home repair, crafts, and more.

25. On YouTube, banner ads will be targeted to users 18 years of age or older who are interested in channels and/or content related to plumbing, electrical work, home DIY, PVC pipe crafting, etc.

26. Social media advertising will include relevant information for users to self-identify whether they are included in the NCSP Settlement Class. If users click on the social media ad, an embedded link takes them to the Settlement website where they can learn more about the Settlement.

#### ***Press Release***

27. Kroll Media will issue a press release (Exhibit 5) concerning the Settlement over Cision PR Newswire's US1 National Newswire. This network includes thousands of news outlets. The press release will also include additional targeting to a General Construction & Building Influencer List of journalists and media outlets covering news about building and construction, including civil engineering, architecture, landscape, materials such as concrete, and more.

#### **SETTLEMENT WEBSITE**

28. Kroll established a dedicated Settlement website for the NCSP Class that went live on January 15, 2026. The Settlement website URL is: [www.PVCantitrust.com](http://www.PVCantitrust.com). The Settlement website will contain a summary of the Atkore Settlement, will allow NCSP Settlement Class members to contact the Settlement Administrator with any questions or changes of address, provide answers to frequently asked questions, and notice of important dates such as the Fairness Hearing for the Atkore Settlement. The Settlement website will also contain downloadable copies of relevant documents including the Complaint, Settlement Agreement, Preliminary Approval Order, Detailed Notice (in English and Spanish), and any other materials agreed upon by counsel for the Parties and/or required by the Court.

**TOLL-FREE TELEPHONE NUMBER**

29. Kroll has established a toll-free telephone number for the Settlement. The toll-free telephone number will allow NCSP Settlement Class members to call and obtain information about the Settlement through an Interactive Voice Response system.

**POST OFFICE BOX**

30. Kroll has designated a post office box with the mailing address In re PVC Antitrust Litigation, c/o Kroll Settlement Administration LLC, P.O. Box 225391, New York, NY 10150-5391, in order to receive requests for exclusion, objections, and correspondence from NCSP Settlement Class members.

**COSTS OF NOTICE PROGRAM**

31. Kroll has provided Interim NCSP Co-Lead Counsel with a proposal that the total costs of administration of this Settlement will not exceed \$220,200.<sup>9</sup>

**CONCLUSION**

32. The proposed Notice Program reflects a particularly appropriate and highly targeted way to provide notice to NCSP Settlement Class members. The publication notice via media outlets is designed and estimated to reach at least 70% of likely NCSP Settlement Class members approximately 2.9 times on average. This reach will be further supplemented by the direct notice effort and paid notice in trade publications. In my opinion, the Notice Program described above is reasonably calculated to provide notice to likely NCSP Settlement Class members and is consistent with best practicable, court-approved notice programs in similar matters, the requirements of Fed. R. Civ. P. 23(c)(2)(B), and the Federal Judicial Center's guidelines concerning appropriate reach.<sup>10</sup>

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<sup>9</sup> This amount is contingent upon no change in the scope of work provided.

<sup>10</sup> FED. JUD. CTR., *Judges' Class Action Notice and Claims Process Checklist and Plain Language Guide* (2010), available at <https://www.fjc.gov/sites/default/files/2012/NotCheck.pdf>. The guide suggests that the minimum threshold for adequate notice is 70%. *See id.* at pp. 1, 3.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge. Executed on April 28, 2026, in Lakewood, California.

  
CHRISTIE K. REED

# **EXHIBIT 1**



# Settlement Administration Services

Kroll provides innovative technology and consulting services for class action, mass tort, regulatory remediation and government claims administration.

We are raising the bar in class action, mass tort, regulatory and government claims administration. With our proprietary technology, security, and global resources, coupled with our team's 50+ years of legal administration expertise, we offer unmatched solutions and capacity for even the most complex settlements anywhere in the world.

## Why partner with Kroll for your settlement administration needs?

- **Unrivaled Data Security and Technology.** Our cutting-edge proprietary technology platforms are built to handle any case, no matter the size or complexity. Through our innovative technology and our unrivaled data security measures, we create custom solutions, including a real-time case statistics dashboard, while providing clients with unlimited scalability in our secure, certified environment. Nothing is more important than protecting the confidentiality and integrity of customer data while meeting or exceeding regulatory requirements. Our clients can have the utmost confidence when working with Kroll on their most complex and sensitive matters.
- **Industry Leading Claims Administration Team.** With decades of experience across all types of settlements, our team is well-versed in every aspect of the administration process and has worked on some of the most historic and complex cases of all time. We work closely with all parties involved, often assisting clients before

## Time-tested leader in our field



Managed more than  
4,000 settlements



Processed over  
100 million claims



\$30 billion+  
in distributions



Designed and managed  
1,000+ court-approved  
multi-media campaigns



settlement agreements are finalized, to ensure a value-maximizing, reliable and effective administration.

- **Most Experienced Notice Media Team Globally.** Through our in-house media team, we offer superior outreach programs that are rooted in analytics, validated by third parties and highly defensible in court. Our notice media team, led by one of the industry's most distinguished legal notice and communications experts, has successfully planned and implemented thousands of court-approved notice programs, including government enforcement actions and product recalls.
- **Best-in-Class Claims Administration Processes.** With our best-in-class claims processing procedures and focus on quality, we guarantee more accurate claims handling, speed, and responsiveness. We also provide a fully digital solution from start to finish for any engagement. Our electronic administration service offering encompasses noticing, claim filing, receipt of supporting documentation, corresponding with class members, clearing deficiencies and/or rejections and digital disbursements.
- **Global Footprint with Resources and Expertise to Scale.** With 5,000 experts around the world, we provide our clients with unlimited capacity to handle any settlement administration.

## Representative class action experience

With over 50 years of experience in class action settlement administration, our team has successfully handled some of the largest and most complex settlements in history. Our cutting-edge administration solutions address matters in the evolving global regulatory framework.

For a more detailed look at our class action settlement experience, please visit [kroll.com/settlement-administration](https://kroll.com/settlement-administration).

## Contact

Website: [kroll.com/settlement-administration](https://kroll.com/settlement-administration)

Phone: +1 844 777 8055

### Yahoo! Inc. Customer Data Security Breach Litigation, Case No. 5:16md02752, United States District Court Northern District of California

- \$117.5 million settlement
- Over 1.3 million claims filed
- Over 924 million notices sent
- Over 194 million class members globally

### In Re: Currency Conversion Fee Antitrust Litigation, MDL No. 1409, United States District Court for the Southern District of New York

- \$336 million settlement
- 10.2 million claims filed
- Over 38 million notices mailed

### Cook et al. v. Rockwell International Corp. and The Dow Chemical Co., Case No. 90cv00181, United States District Court for the District of Colorado

- \$375 million settlement
- Over 250,000 payments made
- Over 58,000 notices mailed

### Columbia Gas Cases, Civil Action No. 1877cv01343G, Superior Court of Massachusetts

- \$143 million settlement
- Approx. 16,000 claims filed
- Approx. 92,000 notices mailed

### In Re: Schering-Plough Corporation Securities Litigation, Case No. 01cv0829, United States District Court for the Southern District of New Jersey

- \$165 million settlement
- Over 71,000 claims filed

### Brian Warner et al. v. Toyota Motor Sales, USA, Case No. 2:15cv02171, United States District Court for the Central District of California

- \$3.4 billion settlement
- Over 2 million notices mailed
- 1.5 million vehicles affected

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#### About Kroll

As the leading independent provider of risk and financial advisory solutions, Kroll leverages our unique insights, data and technology to help clients stay ahead of complex demands. Kroll's global team continues the firm's nearly 100-year history of trusted expertise spanning risk, governance, transactions and valuation. Our advanced solutions and intelligence provide clients the foresight they need to create an enduring competitive advantage. At Kroll, our values define who we are and how we partner with clients and communities. Learn more at [Kroll.com](https://kroll.com).



## Settlement Administration

# Antitrust Class Action

Antitrust class action litigation is complex and time sensitive. Our mission is to accurately and efficiently support our attorney clients in the successful management, notice, administration and distribution of a settlement to maintain compliance and satisfy due process.

Our team has administered some of the most complex and high-profile antitrust settlements in U.S. history.

We are the leader in the notice and administration of direct and indirect antitrust class action settlements.

Each member of our team is well-versed in every aspect of settlement administration, allowing us to foresee potential problems before they occur and recommend proven and tried solutions. Our in-house media team is led by an internationally recognized notice expert and is the most experienced legal notice team in the industry.

Over the last five decades, our team has administered hundreds of antitrust matters, and we have distributed billions of dollars in settlement funds. Kroll has experience across all types of antitrust cases, including monopolies, price-fixing, price discrimination, product tying and complex financial instruments.

## Contact

Website: [kroll.com/settlement-administration](https://kroll.com/settlement-administration) | Phone: +1 844 777 8055

### About Kroll

As the leading independent provider of risk and financial advisory solutions, Kroll leverages our unique insights, data and technology to help clients stay ahead of complex demands. Kroll's global team continues the firm's nearly 100-year history of trusted expertise spanning risk, governance, transactions and valuation. Our advanced solutions and intelligence provide clients the foresight they need to create an enduring competitive advantage. At Kroll, our values define who we are and how we partner with clients and communities. Learn more at [Kroll.com](https://kroll.com).

## Representative antitrust settlements

**In re Dental Supplies Antitrust Litigation**, No. 1:16-cv-696, (E.D.N.Y.)

**Contant v. Bank of America**, No. 1:17-cv-3139, (S.D.N.Y.)

**In re Commodity Exchange Inc.**, No. 14-md-2548, (S.D.N.Y.)

**In re Domestic Air Transportation Antitrust Litigation**, No. 1:90-cv-2485, (S.D.N.Y.)

**In re Nasdaq Market-Makers Antitrust Litigation**, MDL No. 1023, (S.D.N.Y.)

**In re Currency Conversion Fee Antitrust Litigation**, MDL No. 1409, (S.D.N.Y.)

**In re Packaged Seafood Products Antitrust Litigation**, No. 15-md-2670, (S.D. Cal.)

**In re Actos Antitrust Litigation**, No. 1:13-cv-09244, (S.D.N.Y.)

# **Exhibit 2**

**UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS**

**If you purchased any PVC Pipe or PVC Fittings in the United States and its territories from January 1, 2020, through [REDACTED], 2026, a class action Settlement may affect your rights.**

*A federal court authorized this Notice. It is not a solicitation from a lawyer. You are not being sued.*

*La información proporcionada en este aviso está disponible en español en [www.PVCantitrust.com](http://www.PVCantitrust.com).*

- A Settlement has been reached in a class action antitrust lawsuit filed on behalf of Non-Converter Seller Purchasers (“NCSPs”) of PVC Pipe and PVC Fittings (“PVC Pipe Systems”) with Defendants Atkore Inc., Atkore International, Inc., Atkore Plastic Pipe Corp., Atkore RMCP, Inc., and Allied Tube & Conduit Corporation and affiliated brands Heritage, Queen City Plastics, Rocky Mountain Colby Pipe, and Cor-Tek (“Atkore Defendants” or “Settling Defendants”). This Settlement only applies to Settling Defendants and does not dismiss claims against other Defendants in the case in the United States District Court for the Northern District of Illinois (the “Court”) entitled *In re: PVC Pipe Antitrust Litigation*, Case No. 1:24-cv-07639 (N.D. Ill.).
- If approved by the Court, the Settlement will resolve whether and to what extent Atkore Defendants participated in a combination or conspiracy to restrain trade, the purpose and effect of which was to suppress competition and to allow co-Defendant PVC Pipe System producers (“Non-Settling Defendants” or “Converter Defendants”) to charge supra-competitive prices for PVC Pipe Systems from January 1, 2020, through [REDACTED], 2026, in violation of federal and state laws. If approved, the Settlement will avoid litigation costs and risks to NCSP Plaintiffs and Atkore Defendants and will release Atkore Defendants from liability to members of the NCSP Settlement Class (defined in paragraph 5, below).
- The Settlement requires Atkore Defendants to pay \$64,000,000 to the NCSP Class. In addition to this monetary payment, Atkore Defendants have agreed to provide specified cooperation in the NCSP Plaintiffs’ continued prosecution of the Action. There will be no payments to the Settlement Classes at this time. You will be notified later of an opportunity to file a claim after the Court has approved a process to allocate funds recovered in the case.
- The Court has not decided whether Atkore Defendants did anything wrong, and Atkore Defendants do not concede or admit any liability for alleged wrongdoing.
- We recommend that you register at the case website, [www.PVCantitrust.com](http://www.PVCantitrust.com), to receive updates—you may not receive further notices about this case unless you register. If you are uncertain about how to proceed, you should promptly contact the Settlement Administrator to discuss your options.
- Your legal rights are affected whether you act or do not act. Your options are explained below. Please read this notice carefully. You have a choice to make now.

| <b>YOUR LEGAL RIGHTS AND OPTIONS</b> |   | <b>DEADLINE</b>                           |
|--------------------------------------|---|---|
| <b>EXCLUDE YOURSELF</b>              | Get no settlement benefits but keep any right to file or continue to pursue your own lawsuit or be part of any other lawsuit against Atkore Defendants concerning the Released Claims (as defined in the Settlement Agreement). | <b>Postmarked by:</b><br>[REDACTED], 2026 |

|                                |  |   |
|--------------------------------|--|---|
| <p><b>OBJECT</b></p>           | <p>Write to the Court about why you do not like the Settlement.</p>  | <p><b>Postmarked by:</b><br/> <span style="background-color: yellow; display: inline-block; width: 50px; height: 15px;"></span>, 2026</p>           |
| <p><b>ATTEND A HEARING</b></p> | <p>Ask to speak to the Court about the fairness of the Settlement.</p>   | <p><b>Notice of Appearance by:</b><br/> <span style="background-color: yellow; display: inline-block; width: 50px; height: 15px;"></span>, 2026</p> |
| <p><b>DO NOTHING</b></p>       | <p>You will remain part of the Settlement, and you may participate in any monetary distribution, which will happen later. The Settlement will resolve your claims against Atkore Defendants, and you will give up your rights to sue or continue to sue Atkore Defendants about the Released Claims (as defined in the Settlement Agreement). You will be bound by the judgment.</p> |   |

- These rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court in charge of this case must still decide whether to approve the Settlement and the requested attorneys’ fees and expenses.

**WHAT THIS NOTICE CONTAINS**

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## BASIC INFORMATION ABOUT THE LAWSUIT

### 1. What is this Action about?

This class action is called *In re: PVC Pipe Antitrust Litigation*, Case No. 1:24-cv-07639, and is pending in the United States District Court for the Northern District of Illinois (the “Action”). Judge LaShonda A. Hunt is overseeing this class action. Non-Converter Seller Purchaser Plaintiffs allege that Atkore, Defendants, and their co-conspirators conspired and combined to fix, raise, maintain, and stabilize the price of PVC Pipe Systems from January 1, 2020, to [REDACTED], 2026, with the intent and expected result of increasing prices of PVC Pipe Systems sold in the United States and its territories, in violation of federal antitrust laws and various state antitrust and consumer protection laws.

The Converter Defendants named in the NCSP Plaintiffs’ Second Consolidated Class Action Complaint are producers of PVC Pipe Systems in the United States. Defendant Oil Price Information Service (“OPIS”) published a newsletter through which it is alleged the Converter Defendants and their co-conspirators fixed the prices of the PVC Pipe Systems they manufactured and/or sold. NCSP Plaintiffs have reached a Settlement with OPIS and now Atkore Defendants. However, NCSP Plaintiffs’ case is still proceeding against the other Converter Defendants. The Converter Defendants may be subject to separate settlements, judgments, and class certification orders. If applicable, you will receive a separate notice regarding the progress of the Action and any resolution of claims against the other Defendants.

Please register at the case website, [www.PVCantitrust.com](http://www.PVCantitrust.com), to receive updates regarding the progress of the Action, the Settlement, and any resolution of claims against the Non-Settling Defendants. The case website will be updated as circumstances change, so check back regularly for updates.

Atkore Defendants have not conceded or admitted any allegations of wrongdoing in this lawsuit and would allege numerous defenses to Plaintiffs’ claims if the case against it were to proceed.

### 2. Why is this lawsuit a class action?

In a class action lawsuit, one or more people or businesses called class representatives sue on behalf of others who have similar claims, all of whom together are a “class.” Individual class members do not have to file a lawsuit to participate in the class action settlement or be bound by the judgment in the class action. One court resolves the issues for everyone in the class, except for those who exclude themselves from the class. The class representatives for NCSPs in this case are Plaintiffs: Plaintiffs George Bovolak, Delta Line Construction Co., TC Construction, Inc., Blake Wrobbel, Stephen Bell, Bell Electric, LLC, Russell Jacobs, Kecia Newton, Alpha and Omega Development LLC, Eric Wasman, Adam Kennedy, My Flooring, Inc., and Victor Silva.

### 3. Why is there a settlement?

The Court did not decide in favor of NCSP Plaintiffs or Atkore Defendants. NCSP Plaintiffs believe they may have won at trial and possibly obtained a greater recovery. Atkore Defendants believe NCSP Plaintiffs may not have succeeded at class certification or won at a trial. But litigation involves risks to both sides, and therefore NCSP Plaintiffs and Atkore Defendants have agreed to the Settlement. The Settlement requires Atkore Defendants to pay money, as well as provide specified cooperation in the NCSP Plaintiffs’ continued prosecution of the Action. NCSP Plaintiffs and their attorneys believe the Settlement is in the best interests of all NCSP Settlement Class members.

### 4. What if I received previous communications regarding this lawsuit?

You may have received other communications regarding this lawsuit, including solicitations by other attorneys seeking to represent you as a plaintiff in an individual (or “direct action”) lawsuit against Defendants. These communications were not approved by the Court and did not come from Court-appointed NCSP Settlement Class

Counsel. You should carefully review this Notice and your rights as a potential member of the NCSP Settlement Class before deciding whether to opt out or stay in the NCSP Settlement Class pertaining to the Atkore Defendants. Each of the three Classes in the Action—the NCSP Class, the End User Class, and the Direct Purchaser Plaintiff (“DPP”) Class—previously sent out a separate notice concerning the settlement with OPIS, which was approved by the Court. The DPP Class represents those who purchased PVC Pipes and Fittings directly from Converter Defendants and has also reached a settlement with Atkore Defendants and will be sending out its own notice to potential DPP Class members.

## WHO IS INCLUDED IN THE SETTLEMENT

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

The Court decided that, for Settlement purposes, members of the NCSP Atkore Defendants Settlement Class are defined as:

All entities and persons who purchased PVC Pipe Systems in the United States between January 1, 2020 through [REDACTED], 2026 (1) directly from a seller that purchased PVC Pipe Systems from a Converter Defendant that was (2) manufactured by a Converter Defendant.

Specifically excluded from the Settlement Class are (1) the following categories of purchasers: (a) All public water systems that purchased PVC Pipe Products for end-use, including in connection with the treatment or supply of water; (b) All public wastewater systems that purchased PVC Pipe Products for end-use, including for the collection, disposal, or treatment of wastewater; (c) All suppliers of public energy or electricity that purchased PVC Pipe Products for end-use, including in connection with the supply of electricity for public consumption; or (d) All purchasers of PVC Pipe Products that purchased from a seller who purchased the product indirectly from a Converter Defendant; (2) Defendants; the officers, directors, or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any Affiliate, legal representative, heir, or assign of any Defendant, (3) any federal government entities, (4) any judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action, and any business majority-owned by any such person, and (5) and the following alleged co-conspirators: Core & Main Inc., Ferguson Enterprises, Inc., Fortiline Waterworks, Hajoca Corporation, Porter Pipe & Supply Co., and United Pipe & Steel Corp.

Also excluded from the NCSP Atkore Defendants Settlement Class is anyone who files a timely and valid exclusion request. Before any funds will be disbursed, the Court will approve a plan of allocation and distribution. After the Court’s initial approval of that plan of allocation, you will receive further notice and an opportunity to object to that plan of allocation.

If you are a member of the NCSP Atkore Defendants Settlement Class and do not exclude yourself, you may be eligible to participate in (or exclude yourself from) any additional settlements which may arise with any other Defendants in the case. You may be a member of more than one class in this case. If so, you need to evaluate your participation and choices with respect to participation in each class separately.

### 6. What PVC Pipe System products are included in the Settlement?

For purposes of the Settlement, “PVC Pipe Systems” consist of (1) PVC Pipes and (2) PVC Fittings that connect PVC Pipe segments into piping systems, and for the avoidance of doubt, include PVC Pipes sold without PVC Fittings and vice-versa.

**7. Are there exceptions to being included in the Settlement?**

Yes. As noted in Paragraph 5 above, specifically excluded from the NCSP Settlement Class are (1) the following categories of purchasers: (a) All public water systems that purchased PVC Pipe Products for end-use, including in connection with the treatment or supply of water; (b) All public wastewater systems that purchased PVC Pipe Products for end-use, including for the collection, disposal, or treatment of wastewater; (c) All suppliers of public energy or electricity that purchased PVC Pipe Products for end-use, including in connection with the supply of electricity for public consumption; or (d) All purchasers of PVC Pipe Products that purchased from a seller who purchased the product indirectly from a Converter Defendant; (2) Defendants; the officers, directors, or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any Affiliate, legal representative, heir, or assign of any Defendant, (3) any federal government entities, (4) any judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action, and any business majority-owned by any such person, and (5) and the following alleged co-conspirators: Core & Main Inc., Ferguson Enterprises, Inc., Fortiline Waterworks, Hajoca Corporation, Porter Pipe & Supply Co., and United Pipe & Steel Corp. Also excluded from the NCSP Atkore Defendants Settlement Class is anyone who files a timely and valid exclusion request.

If you are in one of these categories, you are not a member of the NCSP Atkore Defendants Settlement Class and are not eligible to participate in the Settlement as an NCSP Atkore Defendants Settlement Class member. However, if you are a public water system, public wastewater system, or a supplier of public energy or electricity, you may be eligible to participate in the Settlement as a member of the End User Settlement Class for any settlements they may reach in this matter. Any separate notices sent by the End User Settlement Class concerning any settlements they reach with Defendants will inform you of your eligibility to participate in any settlements reached on behalf of the End User Class.

**8. What if I am still not sure whether I am part of the Settlement?**

If you are still not sure if you are included, please review the detailed information contained in the Settlement Agreement available at [www.PVCantitrust.com](http://www.PVCantitrust.com), or call the Settlement Administrator toll-free at +1 (833) 890-9261.

**THE BENEFITS OF THE SETTLEMENT**

**9. What does the Settlement with Atkore Defendants provide?**

If the Settlement is approved, Atkore Defendants will pay \$64,000,000 to resolve all of the NCSP Class claims against Atkore Defendants for the Released Claims (as defined in the Settlement Agreement). In addition to this monetary benefit, Atkore Defendants have also agreed to provide specified cooperation in the NCSP Plaintiffs' continued prosecution of the Action. Atkore Defendants have also agreed that from the entry of Final Judgment and for a period of two (2) years thereafter, it will not engage in conduct that has been expressly determined in a final, non-appealable judgment entered in the Action to constitute a per se violation of Section 1 of the Sherman Act in a relevant market for PVC Pipe Systems. The Settlement Agreement is available at [www.PVCantitrust.com](http://www.PVCantitrust.com).

**10. What are the Settlement benefits being used for?**

No money will be distributed at this time. NCSP Settlement Class Counsel will continue to pursue the lawsuit against the Non-Settling Defendants. At a later time, NCSP Settlement Class Counsel will request that the Court approve a plan of allocation, award attorneys' fees, permit the reimbursement of certain litigation costs and expenses, and award service awards for the class representatives. You will receive further notice and an opportunity to make a claim or object to these requests. See Question 20 for more information regarding NCSP Settlement Class Counsel's attorneys' fees, costs, and expenses. All Settlement funds that remain after payment

of the Court ordered attorneys' fees, expenses, and service awards will be distributed at the conclusion of the lawsuit or as ordered by the Court.

**11. What am I giving up by staying in the Settlement Class?**

Unless you exclude yourself, you are staying in the NCSP Atkore Defendants Settlement Class, which means that you cannot sue, continue to sue, or be part of any other lawsuit against Atkore Defendants that pertains to the Released Claims (as defined in the Settlement Agreement).

It also means that all of the Court's orders will apply to you and legally bind you. The Released Claims are detailed in the Settlement Agreement available at [www.PVCantitrust.com](http://www.PVCantitrust.com).

You are not releasing your claims against any Defendant other than Atkore Defendants by staying in the NCSP Atkore Defendants Settlement Class.

**12. What are the Released Claims?**

The Settlement Agreement in paragraphs 14 and 15 (titled "NCSPs' Release" and "Further Release") describes these "Released Claims" and the "Atkore Released Parties" in necessary legal terminology, so read these sections carefully. The Settlement Agreement is available at [www.PVCantitrust.com](http://www.PVCantitrust.com) or in the public court records on file in this lawsuit. For questions regarding the Releases or what they mean, you can also contact one of the lawyers listed in Question 17 for free, or you can talk to your own lawyer at your own expense.

**13. What happens if I do nothing at all?**

If you do nothing, you will remain a member of the NCSP Atkore Defendants Settlement Class and participate in this Settlement if you submit a valid claim form, if required, when that option is available at a later date. You will also have the opportunity to participate in (or exclude yourself from) any future settlements or judgments obtained by NCSP Plaintiffs against other Defendants in the case, and you will also have an opportunity to object to the plan of allocation and requests for attorneys' fees, reimbursement of expenses, and service awards.

**EXCLUDING YOURSELF FROM THE SETTLEMENT**

**14. How do I exclude myself from the Class?**

If you do not want the benefits offered by the Settlement and you do not want to be legally bound by the terms of the Settlement, or if you wish to pursue (or continue to pursue) your own separate lawsuit against Atkore Defendants, you must exclude yourself by submitting a written request to the Settlement Administrator (see address below) by [REDACTED], 2026 stating your intent to exclude yourself from the Settlement Class (an "Exclusion Request"). Your Exclusion Request must include the following:

**If You are an individual:**

- (1) Your full name, current mailing address, email address, and telephone number;
- (2) A statement that you wish to be excluded from the NCSP Atkore Defendants Settlement Class;
- (3) Your signature;
- (4) Information on the total dollar amount of your purchases of PVC Pipe Systems from January 1, 2020, to [REDACTED], 2026, and documents sufficient to show proof of Your membership in the NCSP Atkore Defendants Settlement Class (e.g., receipts showing purchase of PVC Pipe Systems).

**If You are a business:**

- (1) Your company's full name, current mailing address, email address, and telephone number;
- (2) A statement that you wish to be excluded from the NCSP Atkore Defendants Settlement Class;

- (3) A signature from an authorized representative of Your business along with a statement of that person's position or authority by which he or she has the power to exclude the entity from the NCSP Atkore Defendants Settlement Class; and
- (4) Information on the total dollar amount of your purchases of PVC Pipe Systems from January 1, 2020, to [REDACTED], 2026, and documents sufficient to show proof of Your membership in the NCSP Atkore Defendants Settlement Class (e.g., receipts showing purchase of PVC Pipe Systems).

**If Your Exclusion Request includes an assignment from another business or person, then in addition to the above information, your Exclusion Request must:**

- (1) Identify the name of the assignor and the assignee;
- (2) Provide a copy of the signed assignment agreement; and
- (3) The total value of purchases of PVC Pipe Systems from January 1, 2020 to [REDACTED], 2026 that are subject to the assignment.

You must mail your Exclusion Request, **postmarked no later than [REDACTED], 2026**, to:

In re PVC Antitrust Litigation  
c/o Kroll Settlement Administration LLC  
P.O. Box 225391  
New York, NY 10150-5391

**15. If I exclude myself, can I get anything from the Settlement with Atkore Defendants?**

No. If you exclude yourself, you are telling the Court that you do not want to be part of the NCSPs' Settlement with Atkore Defendants. You can only get Settlement benefits from the Settlement with Atkore Defendants if you stay in the Settlement and submit a valid claim form when that option is available at a later date.

**16. If I do not exclude myself, can I sue Atkore Defendants for the same thing later?**

No. Unless you exclude yourself, you give up the right to sue Atkore Defendants for the NCSP claims that the Settlement resolves. If you have a pending lawsuit against Atkore Defendants, speak to your lawyer in that lawsuit immediately to determine whether you must exclude yourself from this NCSP Settlement Class to continue your own lawsuit against Atkore Defendants.

By staying in the lawsuit, you are not releasing your claims in this case against any Defendant other than Atkore Defendants.

**OBJECTING TO THE SETTLEMENT**

**17. How do I tell the Court that I do not like the Settlement?**

If you are a member of the NCSP Atkore Defendants Settlement Class and have not excluded yourself from the Settlement, you can object to the Settlement if you do not like part or all of it. The Court will consider your views.

To object, you must send a letter or other written statement saying that you object to the Settlement with Atkore Defendants in *In re: PVC Pipe Antitrust Litigation*, Case No. 1:24-cv-07639, and the reasons why you object to the Settlement. If you wish to appear in person to be heard or object to the Settlement Agreement, you must submit an appropriate and timely request to appear. Be sure to include your full name, current mailing address, and email address. Your objection must be signed. You may include or attach any documents that you would like the Court to consider. Do not send your written objection to the Court or the judge. Instead, mail the objection to

the Settlement Administrator, NCSP Settlement Class Counsel, and counsel for Atkore Defendants at the addresses listed below. **Your objection must be postmarked by [REDACTED], 2026.**

|   |  |   |
|---|--|---|
| <p><b><u>Settlement Administrator:</u></b></p> <p>In re PVC Antitrust<br/>Litigation<br/>c/o Kroll Settlement<br/>Administration LLC<br/>P.O. 225391<br/>New York, NY 10150-<br/>5391</p> | <p><b><u>NCSP Settlement Class Counsel:</u></b></p> <p>Brian D. Clark<br/>Lockridge Grindal Nauen PLLP<br/>100 Washington Avenue South<br/>Suite 2200<br/>Minneapolis, MN 55401</p> <p>Karin E. Garvey<br/>Scott+Scott Attorneys at Law LLP<br/>The Helmsley Building<br/>230 Park Ave., 24th Floor<br/>New York, NY 10169</p> | <p><b><u>Atkore Defendants' Counsel:</u></b></p> <p>Britt M. Miller<br/>Matthew D. Provance<br/>MAYER BROWN LLP<br/>71 South Wacker Drive<br/>Chicago, IL 60606</p> |
|---|--|---|

**18. What is the difference between objecting and excluding myself?**

Objecting is telling the Court that you do not like something about the Settlement. You can object only if you do not exclude yourself from the NCSP Atkore Defendants Settlement Class. Excluding yourself is telling the Court that you do not want to be part of the NCSP Atkore Defendants Settlement Class. If you exclude yourself, you cannot object because the Settlement no longer affects you.

**THE LAWYERS REPRESENTING YOU**

**19. Do I have lawyers in this class action?**

Yes, the Court has appointed the lawyers identified as NCSP Settlement Class Counsel in Question 17 to represent the NCSP Atkore Defendants Settlement Class. If you wish to remain a member of the NCSP Settlement Class, you do not need to hire your own lawyer because NCSP Settlement Class Counsel is working on your behalf. If you wish to pursue your own case separate from this one, or if you exclude yourself from the NCSP Settlement Class, these lawyers will no longer represent you. You will need to hire your own lawyer if you wish to pursue your own lawsuit against Atkore Defendants.

**20. How will the lawyers be compensated?**

NCSP Settlement Class Counsel intend to ask the Court at a later date for attorneys' fees of up to one-third of the Settlement Fund (including on accrued interest) in connection with this and potential future settlements based on their services in this Action, but NCSP Settlement Class Counsel do not intend to request an award of attorneys' fees at this time. NCSP Settlement Class Counsel will also later request reimbursement of litigation expenses and costs as well as service awards for the class representatives. Any payment to the attorneys or class representatives will be subject to Court approval, and the Court may award less than the requested amount. Any attorneys' fees, costs, expenses, and service awards that the Court orders, plus the costs to administer the Settlement, will come out of the Settlement Fund.

NCSP Settlement Class Counsel may seek additional attorneys' fees, costs, expenses, and service awards from any other settlements or recoveries obtained in the future. When NCSP Settlement Class Counsel's motion for fees, costs, expenses, and service awards is filed, it will be available at [www.PVCantitrust.com](http://www.PVCantitrust.com). You will have an opportunity to comment on or object to such requests at a later time.

## THE COURT'S FAIRNESS HEARING

### 21. When and where will the Court decide whether to approve the Settlement?

The Court will hold a hearing to decide whether to approve the Settlement (the "Fairness Hearing"). You may attend, and you may ask to speak, but you do not have to. The Court will hold a Fairness Hearing on [REDACTED], 2026, at [REDACTED] Central. The Fairness Hearing will take place by telephone, video conference, or in person at the Everett McKinley Dirksen Federal Courthouse, 219 South Dearborn, Chicago, Illinois 60604. At this hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them. The Court will listen to class members who have asked to speak at the hearing. After the hearing, the Court will decide whether to approve the Settlement. We do not know how long these decisions will take. The Court may also move the Fairness Hearing to a later date or change the format (in person, telephonic, or video conference) without providing additional notice to the Class. Updates will be posted to the Settlement website [www.PVCantitrust.com](http://www.PVCantitrust.com) regarding any changes to the hearing date.

### 22. Do I have to attend the Fairness Hearing?

No. NCSP Settlement Class Counsel will answer any questions the Court may have. However, you are welcome to attend. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary.

### 23. May I speak at the Fairness Hearing?

Yes. You may ask to speak at the Fairness Hearing. To do so, you must send a letter saying that it is your "Notice of Intention to Appear in *In re: PVC Pipe Antitrust Litigation*, Case No. 1:24-cv-07639 (N.D. Ill.)." Be sure to include your name, current mailing address, telephone number, and signature.

**Your Notice of Intention to Appear must be postmarked by [REDACTED], 2026, and it must be sent to the Clerk of the Court, NCSP Settlement Class Counsel, and counsel for Atkore Defendants.**

The address for the Clerk of the Court is:

United States District Court for the Northern District of Illinois  
Eastern Division  
Dirksen U.S. Courthouse  
219 S. Dearborn Street  
Chicago, IL 60604

The addresses for NCSP Settlement Class Counsel and counsel for Atkore Defendants are provided in Question 17. You cannot ask to speak at the hearing as a member of the NCSP Settlement Class if you excluded yourself from the NCSP Settlement Class.

## GETTING MORE INFORMATION

### 24. Where do I get more information or update my address?

**This Notice contains a summary of information.** You can review relevant decisions and orders and additional information about this Action on the case website at [www.PVCantitrust.com](http://www.PVCantitrust.com). You may also contact the Settlement Administrator for more information or to update your address by mail, email, or phone using the following contact information:

Questions? Visit [www.PVCantitrust.com](http://www.PVCantitrust.com) or call +1 (833) 890-9261

In re PVC Antitrust Litigation  
c/o Kroll Settlement Administration LLC  
P.O. Box 225391  
New York, NY 10150-5391  
**Email:** [info@PVCantitrust.com](mailto:info@PVCantitrust.com)  
+1 (833) 890-9261

**PLEASE DO NOT CONTACT THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS CASE.**

# **Exhibit 3**

To:  
From:  
Subject: Legal Notice of Class Action – In re PVC Antitrust Litigation (NCSP Class)

**Please be advised that your rights may be affected by a class action lawsuit pending in the United States District Court for the Northern District of Illinois if you purchased PVC Pipe or PVC Fittings during the period from January 1, 2020 through [REDACTED], 2026.**

*A Court has authorized this Notice. You are not being sued. This is not a solicitation from a lawyer.*

<<First Name>> <<Last Name>>

***In re PVC Pipe Antitrust Litigation, Case No. 1:24-cv-07639***

***THIS NOTICE ONLY PROVIDES LIMITED INFORMATION ABOUT THE CLASS ACTION.***

**For more information or to update your address, visit: [www.PVCantitrust.com](http://www.PVCantitrust.com),  
email: [info@pvcantitrust.com](mailto:info@pvcantitrust.com), or call: (833) 890-9261**

Pursuant to a motion filed with the Court on April 28, 2026, a settlement (“Settlement”) has been reached in the above-referenced class action (“Action”) that is pending against Defendants Atkore Inc., Atkore International, Inc., Atkore Plastic Pipe Corp., Atkore RMCP, Inc., Allied Tube & Conduit Corporation, and affiliated brands Heritage, Queen City Plastics, Rocky Mountain Colby Pipe, and Cor-Tek (“Atkore Defendants”). IF YOU ARE IN THE SETTLEMENT CLASS, YOUR RIGHTS WILL BE AFFECTED BY THIS CASE. This notice advises you of basic information about your options. A long-form notice is available at [www.PVCantitrust.com](http://www.PVCantitrust.com).

**How do I know if I am a Class Member?** This notice concerns a court-approved settlement class of Non-Converter Seller Purchasers (the “NCSP Settlement Class”) of PVC Pipe and PVC Fittings (“PVC Pipe Systems”). The NCSP Settlement Class includes all entities and persons who purchased PVC Pipe Systems in the United States between January 1, 2020 through [REDACTED], 2026 (1) directly from a seller that bought the PVC Pipe Systems from a Converter Defendant that was (2) manufactured by a Converter Defendant. As is explained in the long-form notice, certain individuals and entities (including Defendants, Defendants’ family members, any federal government entity, co-conspirators, and water, sewer, and electricity providers) are excluded from the NCSP Settlement Class by definition.

**What are my options?** The Settlement requires Atkore Defendants to pay \$64,000,000 to the NCSP Settlement Class. Atkore Defendants will also provide cooperation in the ongoing Action against the remaining Defendants.

- **If you do nothing**, you will remain in the NCSP Atkore Defendants Settlement Class, and you may be eligible for a future payment if you submit a valid Claim Form.
- **If you remain in the NCSP Atkore Defendants Settlement Class**, you will be bound by the Settlement, and you may not pursue a lawsuit on your own against Atkore Defendants as an NCSP with regard to any issues in the Action.

- **If you DO NOT want to be a NCSP Atkore Defendants Settlement Class member** and be legally bound by the Settlement, **you must exclude yourself from the NCSP Atkore Defendants Settlement Class**. Full instructions on the process to exclude yourself or your business are contained in the long-form notice at [www.PVCantitrust.com](http://www.PVCantitrust.com). To exclude yourself from the NCSP Atkore Defendants Settlement Class, you must send the information described in the long-form notice to the Settlement Administrator and counsel for the Parties. Your Exclusion Request must be **received no later than [REDACTED], 2026**. You cannot exclude yourself by phone or by email. If you make a proper Exclusion Request, you will not be legally bound by the Settlement.

**What Has Happened So Far?** On August 23, 2024, NCSP Plaintiffs filed the first class action case alleging price-fixing in the PVC pipe market. NCSPs reached a prior settlement with Defendant Oil Price Information Service, LLC (“OPIS”) that included a monetary payment and extensive cooperation. NCSP Settlement Class Counsel (defined below) and counsel for Atkore Defendants have had extensive settlement negotiations, and have agreed to enter into a Settlement. On [REDACTED] 2026, the Court granted preliminary approval of the NCSP Settlement with Atkore Defendants and appointed the law firms of Lockridge Grindal Nauen PLLP and Scott+Scott Attorneys at Law LLP as “NCSP Settlement Class Counsel” for the NCSP Settlement Class. **A more detailed description of the Action and the claims asserted is contained in the long-form notice available at [www.PVCantitrust.com](http://www.PVCantitrust.com).**

**Your Rights.** The Court will hold a Fairness Hearing on [REDACTED], 2026 at [REDACTED] CT. NCSP Settlement Class members are represented by the Court-appointed NCSP Settlement Class Counsel. You will not be personally responsible for their fees and expenses. NCSP Settlement Class Counsel intend to ask the Court at a later date for attorneys’ fees of up to one-third of the Settlement Fund (including accrued interest), reimbursement of litigation expenses and costs, and service awards for the class representatives, to be paid from the Settlement Fund, in connection with this and potential future settlements based on their services in this Action.

**PLEASE KEEP YOUR PURCHASE RECORDS AND NOTIFY THE SETTLEMENT ADMINISTRATOR OF ANY CHANGE IN ADDRESS.**

**Do not contact the Court, Defendants, or their counsel. All questions should be directed to the Settlement Administrator or NCSP Settlement Class Counsel.**

# **EXHIBIT 4**

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE SOLODYN (MINOCYCLINE  
HYDROCHLORIDE) ANTITRUST  
LITIGATION

MDL No. 2503

1:14-md-2503-DJC

THIS DOCUMENT RELATES TO:  
ALL END-PAYOR ACTIONS

**[PROPOSED] ORDER PRELIMINARILY APPROVING END-PAYOR CLASS  
PLAINTIFFS' SETTLEMENTS WITH IMPAX LABORATORIES, INC.**

WHEREAS, on March 28, 2018, Plaintiffs, United Food and Commercial Workers Local 1776 & Participating Employers Health and Welfare Fund; City of Providence, Rhode Island; Fraternal Order of Police, Fort Lauderdale Lodge 31 Insurance Trust Fund; International Union of Operating Engineers Local 132 Health and Welfare Fund; International Union of Operating Engineers Stationary Engineers Local 39 Health & Welfare Trust Fund; Painters District Council No. 30 Health and Welfare Fund; Plumbers & Pipefitters Local 178 Health & Welfare Trust Fund; Heather Morgan; Man-U Service Contract Trust Fund; Sheet Metal Workers Local No. 25 Health & Welfare Fund; Local 274 Health & Welfare Fund; and Allied Services Welfare Fund (collectively, "End-Payor Class Plaintiffs"), on behalf of themselves and the certified End-Payor Class, entered into a settlement agreement ("Impax Settlement"), which sets forth the terms and conditions of the parties' proposed settlement and the release and dismissal with prejudice of the End-Payor Class' claims against Impax Laboratories, Inc. ("Impax");

WHEREAS, on April 4, 2014, End-Payor Class Plaintiffs filed a Motion for Preliminary Approval of Proposed Class Action Settlement with Impax ("End-Payor Class Plaintiffs' Motion"), requesting the entry of an Order: (i) preliminarily approving the Impax Settlement; (ii)

approving the plan of allocation; (iii) approving the proposed notice to the Class; (iv) appointing A.B. Data, Ltd. (“A.B. Data”) to serve as claims administrator; (v) appointing The Huntington National Bank to serve as Escrow Agent; (vi) setting a schedule for final approval of the Impax Settlement; and (vii) staying End-Payor Class Plaintiffs’ litigation against Impax;

WHEREAS, Impax does not oppose End-Payor Class Plaintiffs’ Motion;

WHEREAS, the Court is familiar with and has reviewed the record in this case and has reviewed the Settlement Agreement, including the attached exhibits, and has found good cause for entering the following Order.

**NOW, THEREFORE, IT IS HEREBY ORDERED THAT:**

**JURISDICTION**

1. This Court has jurisdiction to enter this Order. The Court has jurisdiction over the subject matter of this action and over all parties to the action, including all members of the End-Payor Class.

**PREVIOUSLY CERTIFIED CLASS**

2. In light of this Court’s previous order dated October 16, 2017 [ECF No. 682] certifying the End-Payor Class pursuant to Fed. R. Civ. P. 23(a) and (b)(3), and the now proposed settlement in the above-captioned action (the “Action”) with Impax, for purposes of this Settlement the Class is defined as follows:

All persons or entities in the United States and its territories and possessions, including the Commonwealth of Puerto Rico, who indirectly purchased, paid and/or provided reimbursement for some or all of the purchase price for Solodyn 45mg, 55mg, 65mg, 80mg, 90mg, 105mg, 115mg and/or 135mg tablets and/or generic versions of one or more of these dosages in Alabama, Alaska, Arizona, Arkansas, California, Florida,

Hawaii, Idaho, Illinois, Iowa, Kansas, Louisiana, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Oklahoma, Oregon, Rhode Island, South Dakota, Tennessee, Utah, Vermont, Washington, West Virginia, Wisconsin, Wyoming, the District of Columbia and Puerto Rico, for consumption by themselves, their families, or their members, employees, insureds, participants, or beneficiaries, other than for resale, at any time from July 23, 2009 to February 25, 2018.

The following persons or entities are excluded from the End-Payor Class:

Defendant and their counsel, officers, directors, management, employees, subsidiaries, or affiliates;

All federal or state governmental entities, excluding cities, towns, or municipalities with self-funded prescription drug plans;

All persons or entities who purchased Solodyn or its generic equivalents for purposes of resale or directly from the Defendant or its affiliates;

Fully insured health plans (plans that purchased insurance from another third-party payor covering 100% of the plan's reimbursement obligations to its members);

Pharmacy Benefits Managers;

Flat co-payers (consumers who paid the same co-payment amount for brand and generic drugs); and

The judges in this case and any members of their immediate families.

**PRELIMINARY APPROVAL OF SETTLEMENT**

3. The terms of the Impax Settlement Agreement, dated March 28, 2018, including all exhibits thereto, are hereby preliminarily approved. This Order incorporates the Settlement

Agreement, and terms used in this Order that are defined in the Settlement Agreement have the same meanings. The Settlement Agreement was entered into after full fact and expert discovery, class certification and summary judgment/*Daubert* motions decided after extensive briefing and argument, and ten days of trial. The Settlement Agreement was concluded after arm's-length negotiations by experienced counsel on behalf of the certified End-Payor Class. Because the parties reached the settlement as a result of good-faith negotiations and after sufficient discovery, a presumption of fairness attaches to the settlement. See *In re Pharm. Indus. Avg. Wholesale Price Litig.*, 588 F.3d 24, 32-33 (1st Cir. 2009). Accordingly, the Court preliminarily finds that the Settlement is fair, reasonable and adequate, and in the best interests of the End-Payor Class, pursuant to Rule 23 of the Federal Rules of Civil Procedure, and that preliminary approval is warranted.

4. Huntington Bank is hereby appointed as Escrow Agent pursuant to the Settlement Agreement.

5. A.B. Data is hereby appointed as claims administrator.

6. Pending further Order of the Court, all litigation activity against Impax on behalf of End-Payor Class Plaintiffs is hereby stayed, and all hearings, deadlines, and other proceedings related to End-Payor Class Plaintiffs' claims against Impax, other than those incident to the settlement process, are hereby taken off calendar. The stay shall remain in effect until such time that: (i) the Impax or End-Payor Class Plaintiffs exercise their right to terminate the Impax Settlement Agreement pursuant to its terms; (ii) the Settlement Agreement is terminated pursuant to its terms; or (iii) the Court renders a final decision regarding approval of the Impax Settlement, and, if it approves the Impax Settlement, enters final judgment and dismisses End-Payor Class Plaintiffs' claims against Impax with prejudice. Impax shall not be a party to the

ongoing proceedings in this case, and Impax is neither bound nor estopped by any findings made hereafter.

7. In the event that the Impax Settlement Agreement fails to become effective in accordance with its terms, or if an Order granting final approval to the Impax Settlement Agreement and dismissing End-Payor Class Plaintiffs' claims against Impax with prejudice is not entered or is reversed, vacated, or materially modified on appeal, this Order shall be null and void.

8. In the event the Impax Settlement Agreement is terminated, not approved by the Court, or the Impax Settlement does not become final pursuant to the terms of the Impax Settlement Agreement, litigation against Impax shall resume in a reasonable manner as approved by the Court upon joint application of End-Payor Class Plaintiffs and Impax.

**APPROVAL OF SCHEDULE**

9. A.B. Data and End-Payor Class Plaintiffs shall adhere to the following schedule:

- a. Within 5 days of the date of this Order, A.B. Data shall update the Class Website ([www.solodyncase.com](http://www.solodyncase.com)) to announce the Settlement.
- b. Within 5 days of the date of this Order, A.B. Data shall begin the process of providing notice to the Class of this Settlement, in accordance with the Plan of Notice.
- c. A.B. Data shall complete publication of Notice of the Settlement by June 11, 2018.
- d. Members of the End-Payor Class may object to the Impax Settlement not later than June 18, 2018.
- e. Class members who wish to object to the proposed Settlement and/or appear in person at the hearing on final approval of the settlement ("Fairness Hearing") must first

send an objection and, if intending to appear, a notice of intention to appear, along with a summary statement outlining the position(s) to be asserted and the grounds therefore, together with copies of any supporting papers or briefs, via first class mail, postage prepaid, to the Clerk of the U.S. District Court for the District of Massachusetts, United States Courthouse, 1 Courthouse Way, Boston, MA 02210, with copies to the following counsel:

Counsel for the End-Payor Class:

Steve D. Shadowen  
Hilliard & Shadowen LLP  
2407 S. Congress Ave., Ste. E 122  
Austin, TX 78704  
Tel: (855) 344-3298  
Email: [steve@hilliardshadowenlaw.com](mailto:steve@hilliardshadowenlaw.com)

Michael M. Buchman  
Motley Rice LLC  
600 Third Avenue, 21st Floor  
New York, NY 10016  
Tel: (212) 577-0040  
Email: [mbuchman@motleyrice.com](mailto:mbuchman@motleyrice.com)

Counsel for Impax:

Lisa Jose Fales  
J. Douglas Baldrige  
Danielle R. Foley  
Venable LLP  
600 Massachusetts Ave NW  
Washington, DC 20001  
Tel: (202) 344-4000

The objection and/or notice of intention to appear shall state that they relate to *In re: Solodyn (Minocycline Hydrochloride) Antitrust Litigation*, MDL No. 2503 (D. Mass.). To be valid, any such objection to the Settlement and/or notice of intention to appear must be postmarked no later than June 18, 2018, and it must include the class member's name, address, telephone number, and signature. Except as herein provided, no person or entity shall be entitled to contest the terms of the proposed Settlement. All persons and entities who fail to file a notice of intention to

appear or a letter stating reasons for objecting as provided above shall be deemed to have waived any objections by appeal, collateral attack, or otherwise and will not be heard at the Fairness Hearing.

f. All briefs and materials in support of final approval of the settlements and entry of the final judgment proposed by the parties to the Settlement Agreement shall be filed with the Court no later than 30 days before the date of the Fairness Hearing.

g. A hearing on final approval of the settlement or Fairness Hearing shall be held before this Court on July 18, 2018, at 3 p.m. Eastern Time, in Courtroom 11 of the United States District Court for the District of Massachusetts, United States Courthouse, 1 Courthouse Way, Boston, MA 02210.

10. Neither this Order nor the Settlement Agreement nor any other Settlement-related document or anything contained herein or therein or contemplated hereby or thereby nor any proceedings undertaken in accordance with the terms set forth in the Settlement Agreement or herein or in any other Settlement-related document shall constitute, be construed as or be deemed to be evidence of or an admission or concession by Impax as to the validity of any claim that has been or could have been asserted against Impax or as to any liability of Impax or as to any matter set forth in this Order.

**SO ORDERED:**

Dated: April 5, 2018

Denise J. Casper  
Denise J. Casper  
United States District Court Judge  
U.S. District Court for the District of Massachusetts

# **Exhibit 5**

## **If you purchased any PVC Pipe or PVC Fittings, an antitrust settlement may affect you.**

Philadelphia, **Month DD**, 2026 /PRNewswire/ -- The following statement is being issued by Kroll Settlement Administration regarding *In re PVC Pipe Antitrust Litigation*.

A settlement has been reached in a class action lawsuit called *In re PVC Pipe Antitrust Litigation*, No. 1:24-cv-07639 (the “Action”), which is pending in the United States District Court for the Northern District of Illinois (the “Court”) against Defendants Atkore Inc., Atkore International, Inc., Atkore Plastic Pipe Corp., Atkore RMCP, Inc., Allied Tube & Conduit Corporation, and affiliated brands Heritage, Queen City Plastics, Rocky Mountain Colby Pipe, and Cor-Tek (hereinafter, “Atkore Defendants” or “Settling Defendants”). This Settlement applies only to Atkore Defendants and does not dismiss claims against other Defendants in the Action. Non-Converter Seller Purchaser Plaintiffs (“NCSPs”) allege that Atkore Defendants and their co-conspirators conspired and combined to fix, raise, maintain, and stabilize the price of PVC Pipe and PVC Fittings (“PVC Pipe Systems”) from January 1, 2020, through at least **Month DD**, 2026, with the intent and expected result of increasing prices of PVC Pipe Systems sold in the United States and its territories, in violation of federal antitrust laws and various state antitrust and consumer protection laws.

***If you are a NCSP Settlement Class member, your rights will be affected by this case.***

### **Who is an NCSP Settlement Class member?**

NCSP Settlement Class members include all entities and persons who purchased PVC Pipe Systems in the United States between January 1, 2020 through **Month DD**, 2026 (1) directly from a seller that purchased PVC Pipe Systems from a Converter Defendant that was (2) manufactured by a Converter Defendant.

Specifically excluded from the Settlement Class are (1) the following categories of purchasers: (a) All public water systems that purchased PVC Pipe Products for end-use, including in connection with the treatment or supply of water; (b) All public wastewater systems that purchased PVC Pipe Products for end-use, including for the collection, disposal, or treatment of wastewater; (c) All suppliers of public energy or electricity that purchased PVC Pipe Products for end-use, including in connection with the supply of electricity for public consumption; or (d) All purchasers of PVC Pipe Products that purchased from a seller who purchased the product indirectly from a Converter Defendant; (2) Defendants; the officers, directors, or employees of any Defendant; any entity in which any Defendant has a controlling interest; and any Affiliate, legal representative, heir, or assign of any Defendant, (3) any federal government entities, (4) any judicial officer presiding over this action and the members of his/her immediate family and judicial staff, any juror assigned to this action, and any business majority-owned by any such person, and (5) and the following alleged co-conspirators: Core & Main Inc., Ferguson Enterprises, Inc., Fortiline Waterworks, Hajoca Corporation, Porter Pipe & Supply Co., and United Pipe & Steel Corp.

### **What are your options?**

The Settlement requires Atkore Defendants to pay \$64,000,000 to the NCSP Settlement Class and provide cooperation in the ongoing litigation against the remaining Defendants.

- **If you do nothing**, you will remain in the NCSP Atkore Defendants Settlement Class and may be eligible for a future payment after the Court has approved a claim process.
- **If you remain in the NCSP Atkore Defendants Settlement Class**, you will be bound by the Settlement as it concerns the NCSP Atkore Defendants Settlement Class, and you may not pursue a lawsuit on your own against Atkore Defendants about the claims in the Action.
- **If you DO NOT want to be a NCSP Atkore Defendants Settlement Class Member, you must exclude yourself.** Your exclusion request must be **received no later than** [REDACTED]. You cannot exclude yourself by phone or by email. If you make a proper request for exclusion, you will not be legally bound by the Settlement.

Full instructions on how to exclude yourself or your business are available at [www.PVCantitrust.com](http://www.PVCantitrust.com).

#### **Do NCSP Settlement Class Members need to hire a lawyer?**

NCSP Settlement Class Members are represented by NCSP Interim Co-Lead Counsel. You will not be personally responsible for their fees and expenses. At some point in the future, NCSP Interim Co-Lead Counsel will apply to the Court for attorneys' fees, litigation expenses, and service awards for named representatives associated with the Lawsuit A copy of the motion for reimbursement of litigation expenses will be available at [www.PVCantitrust.com](http://www.PVCantitrust.com).

You may hire your own attorney, at your own expense. If you hire a lawyer to speak for you or to appear in Court, your lawyer must file a Notice of Appearance.

#### **The Court's fairness hearing.**

The Court will hold a fairness hearing on [REDACTED], 2026 at [REDACTED] **Central** to consider whether the Settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them then.

***This is only a summary.*** More details about the proposed Settlement and instructions on how to object or exclude yourself are available at [www.PVCantitrust.com](http://www.PVCantitrust.com) or by calling **(833) 890-9261**. You may also write with questions to *In re PVC Antitrust Litigation*, c/o Kroll Settlement Administration LLC, P.O. Box 225391, New York, NY 10150-5391.

SOURCE: Kroll Settlement Administration

Media Contact (press only): (310) 291-9626