

OPEN ENERGY SOLAR TILE SETTLEMENT CLAIM FORM

Open Energy 34 Watt Solar Tiles Could Pose a Risk of a Fire

Class Counsel strongly recommends that you de-activate your system now, before removal or replacement, due to the potential fire hazard. If you need help de-activating your system, please contact the Claims Administrator at 1-844-619-9804.

Instructions:

To receive benefits you must submit a Claim Form. You may submit a claim by mail or online. The deadline to submit claims is **March 8, 2017**. You are strongly encouraged to submit your Claim Form immediately. Forms will be processed in the order received and early submissions will get priority when scheduling solar panel replacement work.

If submitting by mail, fill out this form legibly in blue or black ink. Please do your best to answer all relevant questions or write "I don't know." If you have any questions about filling out the Claim Form, contact the Claims Administrator at 1-844-619-9804 or info@solarpanelsettlement.com. The Claims Administrator may contact you if you omit any information or they have questions regarding your submission.

If more than one Claim Form is submitted for the same property (for example, multiple owners), the Claims Administrator and/or Special Master will distribute the Settlement Benefits based on the information provided and the terms of the Settlement Agreement.

If the address for the property does not match certain records in the possession of the Claims Administrator, you may be asked to provide proof that Open Energy 34 Watt Solar Tiles are or were installed on the property. In this instance, the Claims Administrator will provide guidance as to acceptable proof.

1. SETTLEMENT CLASS MEMBER INFORMATION

Name: _____

Are you are a contractor or person submitting a claim for costs when you replaced a Settlement Class Member's system for free?

___ Yes ___ No

Property Address (where Open Energy 34 Watt Solar Tiles are or were installed):

Street City State Zip

Current Mailing Address (if different):

Street City State Zip

Telephone Number: _____

Email: _____

Name and contact information of your attorney (if you are represented by one) in this Settlement:

Name: _____

Firm Name: _____

Address: _____

Phone: _____

Email: _____

2. OWNERSHIP INFORMATION

Instructions: Not all questions will necessarily apply to your situation. If documents need to be submitted with your Claim Form, please provide a copy, as indicated.

A. Property Owners:

1. Are you the current or former owner(s) of the property listed above? Current Former

If "Former," list the approximate dates you owned the property: _____

2. Were you the owner of the property at the time Open Energy 34 Watt Solar Tiles were originally installed on the property? Yes No

If "yes," but you no longer own the property:

- When did you sell it? _____.
- To whom did you sell the property (if you recall)? _____.
- Did you keep any rights with respect to any claim that the Open Energy 34 Watt Solar Tiles were defective as part of the sales process? Yes No (If "yes," you will need to provide a copy of the sale documents.)

If "no:"

- When did you purchase the property? _____.
- Whom did you purchase it from (if you recall)? _____.
- Did the seller keep any rights with respect to any claim that the Open Energy 34 Watt Solar Tiles were defective as part of the purchase process? Yes No (If "yes," you will need to provide a copy of the sale documents.)

3. Did you ever sell, assign, or otherwise transfer any rights you possessed to pursue claims that the Open Energy 34 Watt Solar Tiles were defective or not performing properly? Yes No (If "yes," you will need to provide a copy of the documents you signed regarding the sale, assignment or transfer.)

B. Contractor/Builder Filers (who replaced Solar Tile systems)

Instructions: You should fill this section out if you received an assignment of rights related to the Solar Tiles from a Settlement Class Member, or took those rights over, by, for example, replacing their Solar Tiles with a different solar power system following a fire or replaced them for free.

1. Are you submitting this claim for replacement of a Settlement Class Member's Open Energy Solar Tiles you replaced for free or at a discount in exchange for a formal assignment of their claims (such as through a contract)? Yes No

If "yes," you must submit a **copy** of documents that provide proof of the assignment.

2. Are you submitting this claim for replacement of a Settlement Class Member's Open Energy Solar Tiles you replaced for free or at a discount (without receiving a formal assignment)? Yes No

If "yes," you must submit proof of the work performed. Please contact the Claims Administrator regarding acceptable documentation.

C. Other Claim Filers:

If you are (or believe you are) a Settlement Class Member, but did not purchase a property with Open Energy 34 Watt Solar Tiles, or receive rights under Section B above, please explain the nature of your relationship to the Solar Tiles or Settlement Class and basis for your claim so the Claims Administrator and Special Master can evaluate the claim. Please attach additional sheets or relevant documentation as needed.

3. OPEN ENERGY SOLAR TILE INFORMATION

Instructions: Please answer these questions to the best of your ability.

- A. Are Open Energy 34 Watt Solar Tiles still installed on the property? ___Yes ___No
 - If you answered “yes,” and you know or can figure it out, how many Open Energy 34 Watt Solar Tiles are on the roof of the property? _____
- B. When, approximately, were the Open Energy 34 Watt Solar Tiles installed? _____
- C. If you recall, what was the name of the roofer, electrician, or contractor who installed the Open Energy 34 Watt Solar Tiles?

4. PREVIOUS REPLACEMENT

Instructions: If the Open Energy 34 Watt Solar Tiles on the property were previously, completely removed and replaced (either with a new solar system or a replacement roof without a solar system), please fill out this section. If the Solar Tiles are still installed on the roof of the property, do not fill out this section.

- A. Who replaced the Solar Tiles? _____.
- B. Please provide contact information for the person or company who replaced the Solar Tiles?

- C. Were all of the Solar Tiles replaced? ___Yes ___No
- D. Were you charged anything by the contractor (or other person) who replaced the Open Energy 34 Watt Solar Tiles in

connection with the removal/replacement work? Yes No

If “yes:”

- How much were you charged? _____
- What were you told the payment was for? _____

E. Did you sign any documents in connection with having the removal/replacement work performed? Yes No

If “yes,” please provide a copy of the contract you signed.

F. Was a new solar panel system installed on the property by the contractor at the time the Open Energy 34 Watt Solar Tiles were removed? Yes No

5. AVAILABLE BENEFITS

Instructions: The table below summarizes the benefits available to eligible Settlement Class Members under this Settlement. Benefits vary depending your individual circumstances. Please review the table carefully and check the appropriate box to indicate your choice of benefits within the category that applies to you. If you have any questions, please contact the Claims Administrator.

	Primary Homeowner Categories				Contractor	Other
	Category 1	Category 2	Category 3	Category 4	Category 5	Category 6
Which category best describes you?	<p>I currently own the property.</p> <p>and</p> <p>I currently have Solar Tiles installed on my roof.</p> <p>[Note: If you are an individual plaintiff in the Everett case pending in Placer County and you still have Solar Tiles installed on your roof; you are not included in Category 1. You will be contacted directly and do not need to submit a Claim Form to claim you benefit.]</p>	<p>I used to have Solar Tiles installed on my roof.</p> <p>and</p> <p>I paid to remove/replace the tiles.</p>	<p>I live in a Centex development.</p> <p>and</p> <p>I used to have Solar Tiles installed on my roof.</p> <p>and</p> <p>Centex previously removed and replaced them.</p>	<p>I do not live in a Centex development.</p> <p>and</p> <p>I used to have Open Energy 34 Watt Solar Tiles installed on my roof.</p> <p>and</p> <p>My tiles were previously removed or replaced at no cost to me.</p>	<p>I am a contractor or other person who voluntarily removed or replaced a Settlement Class Member’s Open Energy 34 Watt Solar Tile system at no cost to the owner.</p>	<p>None of the other categories apply.</p>
The benefits available to you are as follows.	<p>Choose one of the options below:</p> <p><input type="checkbox"/> Option 1: Have an approved contractor replace your Solar Tile system with a new rack mounted panel system. You pre-pay the permit fees and cost of inverter (estimated to cost \$1,500). If money remains after claims, fees, costs, and awards are paid, permit fees and inverter costs will be reimbursed from the Settlement Fund. However, this reimbursement is not guaranteed.</p> <p><input type="checkbox"/> Option 2: Have an approved contractor remove your Solar Tile system and replace it with conventional, non-solar roof tiles. Also receive a payment of \$54.25 per solar tile removed.</p> <p><input type="checkbox"/> Option 3: Receive a payment of \$60 per Solar Tile on your roof. Class Counsel strongly recommends Option 1 or Option 2 due to the alleged fire risk. If you choose Option 3, you are acknowledging the risk of fire and are waiving your insurer’s right to seek compensation for any fire damage that results in the future from the Solar Tiles.</p>	<p><input type="checkbox"/> Only Option: Receive a cash payment of \$132.98 per Solar Tile replaced.</p>	<p><input type="checkbox"/> Only Option: Received a cash payment of \$500 (per home).</p>	<p>You are most likely not entitled to any benefits, but your claim will be reviewed and assessed to determine if you are eligible for a share of any remaining money under the terms of the Settlement Agreement (See Section 2.C above).</p>	<p>Choose one of the options below:</p> <p><input type="checkbox"/> Receive a cash payment of \$132.98 per Solar Tile removed if the Solar Tiles were replaced with an alternative solar system.</p> <p><input type="checkbox"/> Receive a cash payment of \$54.25 per Solar Tile removed if the Solar Tiles were replaced with a non-solar roof.</p> <p>[Contractors: If you removed and replaced multiple systems, please submit a separate Claim Form for each separate Property.]</p>	<p><input type="checkbox"/> If you do not qualify under Categories 1-5 but you have other provable damages, you may qualify to receive a cash payment of up to \$250 per eligible location.</p>

6. SIGNATURE

By signing this Claim Form, I declare that all the information that I supplied in this Claim Form is true and correct to the best of my knowledge and belief. By signing it, I authorize the Claims Administrator to contact contractors or any other parties with knowledge regarding the solar system above.

Signature of Claimant

Date

Mail the Claim Form with the requested attachments, if any, as soon as possible, but no later than **March 8, 2017** to:

Open Energy Solar Tile Settlement
P.O. Box 1272
Lancaster, CA 93584

You may also submit your claim online. Claims should be submitted as soon as possible as replacements will be scheduled based on the order in which claims are submitted and processed, as well as geographic location.

Please make sure that you have indicated your choice of benefits in Section 5 by checking the appropriate box.

Keep a copy of your Claim Form and supporting documentation for your files.