

**IMPORTANT: LEGAL NOTICE  
A FEDERAL COURT AUTHORIZED THIS NOTICE**

Si tiene preguntas sobre el Arreglo propuesto, visite [www.servicecontractsettlement.com](http://www.servicecontractsettlement.com) o llame al 1-888-735-3412.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

**SUMMARY NOTICE OF PENDENCY OF  
CLASS ACTION AND PROPOSED SETTLEMENT**

VIVIAN FIORI ARIZA, ROGGIE TRUJILLO,  
PAMELA NEWPORT, RAUL REYES, and  
ROBERT DEAN, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

vs.

DELL INC., a corporation; BANCTEC, INC.,  
a corporation; WORLDWIDE  
TECHSERVICES, LLC, an entity; DELL  
CATALOG SALES, L.P., an entity; DELL  
PRODUCTS, L.P., an entity; DELL  
MARKETING L.P., an entity; DELL  
MARKETING L.P., LLC, an entity; DELL  
MARKETING G.P., LLC, an entity; DELL  
USA, L.P., an entity; and DOES 1 through  
10,  
Defendants

PLEASE READ IT CAREFULLY.

This summary notice informs you about the settlement of Fiori et al. v. Dell Inc. et al., United States District Court, Northern District of California, Case No. 09 CV 01518 JW, which challenges Dell's sales practices relating to its first year at-home service contract charges and its next business day service representations. Defendants deny all allegations of wrongdoing and have agreed to settle the case for the sole purpose of avoiding the uncertainties, expenses, and time of further litigation. Under the settlement, Dell agreed to pay cash benefits to eligible class members as set forth below and change its sales practices regarding its service contracts. If you are a consumer in California or Arizona who purchased a Dell computer with an at-home service contract directly from Dell between January 1, 2000 and July 31, 2010, then you are a class member, and the proposed settlement could affect your legal rights.

You may be entitled to a cash benefit of \$10, \$8, or \$4 if you are a class member and you submit a Valid Claim Form. You must submit a Valid Claim Form by May 20, 2011, unless this date is extended, to seek payment.

To exclude yourself from or object to this settlement and/or Class Counsel's application for attorneys' fees, costs, and incentive awards for the Class Representatives, or to move to intervene in the case or indicate your intent to appear at the final fairness hearing, you must follow the instructions in the Notice described below. The deadline to opt out of the class, submit a notice of appearance, or submit any objections is February 22, 2011; the deadline to move to intervene is January 27, 2011. If you opt out of the class, you may NOT file a claim, and you will not receive any compensation under the settlement. If you do not opt out of the class, you will be bound by the settlement and will release any and all claims that you may have against the defendants about the conduct at issue in this lawsuit. The Court will hold a final fairness hearing to decide whether to approve the proposed settlement on March 21, 2011, at 9:00 a.m., in Courtroom 8 of the U.S. District Court located at 280 South 1st Street, San Jose, CA 95113. This date is subject to continuance by the Court. See further details on the settlement website by clicking this link: [www.servicecontractsettlement.com](http://www.servicecontractsettlement.com).

This is only a summary notice of the settlement. The full and complete Notice, which provides additional information regarding the allegations and claims asserted in this case, this settlement, your rights as a class member, and Class Counsel's application for an award of attorneys' fees and costs in the amount of \$5,368,000, and incentive awards in the amount of \$5,000 for each Representative Plaintiff, is available at [www.servicecontractsettlement.com](http://www.servicecontractsettlement.com) or from the Independent Claims Administrator at Fiori v. Dell, et al., Claims Administrator, c/o Analytics, Inc., PO Box 2006, Chanhassen, MN

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