

NOTICE OF PROPOSED CLASS ACTION SETTLEMENT

Notificación de la propuesta de liquidación de acción de clase

Usted puede obtener este aviso en español en www.BarrettGrider-v-HPCompaq.com o llamando 1-888-271-6735

If you purchased a Compaq or Hewlett-Packard computer on or after October 31, 1995,
a Proposed Class Action Settlement May Affect Your Rights.

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

- A Proposed Settlement has been reached in a consolidated class action lawsuit. The consolidated action claims that the defendants, Compaq Computer Corporation (“Compaq”) and Hewlett-Packard Company (“HP”), sold computers with a defective part that could cause the loss or corruption of data written to or read from a floppy disk. The plaintiffs to the consolidated action further claim that the presence of the allegedly defective part in the computers entitles Class Members (defined below in response to Question 5) to remedies under a warranty. Compaq and HP deny all of these claims. The Court did not rule in favor of plaintiffs or defendants. Instead, the parties agreed to a Proposed Settlement in order to avoid the expense and risks of continuing the lawsuit.
- The lawsuit is a consolidation of two cases pending in Oklahoma District Court, *Stephen Grider and Beverly Grider v. Compaq Computer Corporation*, No. CJ-03-969L and *Debbie Barrett v. Hewlett-Packard Company*, No. CJ-03-967L. The Proposed Settlement of the consolidated action, if it becomes final, will also result in the dismissal of other, related class action lawsuits that are pending in California and Texas, as follows: (a) *Penny Schultz v. Hewlett-Packard Company*, No. CV-025620 (California Superior Court, San Joaquin County); (b) *Alesia Batiste v. Hewlett-Packard Company*, No. CV-025102 (California Superior Court, San Joaquin County); (c) *Hal LaPray et al. v. Compaq Computer Corporation*, Cause No. A-162, 152 (District Court of Jefferson County, Texas, 60th Judicial District); and (d) *Muzette Alvis et al. v. Hewlett-Packard Company*, Cause No. A-164, 880 (District Court of Jefferson County, Texas, 58th Judicial District). **Accordingly, if you purchased a Compaq or HP computer on or after October 31, 1995 in Texas or California, you should pay particular attention to the fact that the Texas and California actions identified in this paragraph will be dismissed if the Proposed Settlement becomes final.**
- You are a Class Member if you purchased one of the Compaq or HP computer models listed below in response to Question 5 on or after October 31, 1995. The following persons and entities are **excluded** from the Class: All government entities, bodies and agencies of any character, federal, state, or local (and such persons acting in their official capacity on behalf of such entities, bodies, and agencies); the presiding judge(s) and other court personnel in this consolidated lawsuit and all of the lawsuits listed above; Compaq and HP and their employees and representatives; and Acer, Inc. (“Acer”) and Gateway, Inc. (“Gateway”), including but not limited to Acer’s and Gateway’s past and present parent corporations, subsidiaries (including but not limited to Gateway USA Retail, Inc. f/k/a eMachines, Inc.), divisions, indemnitors, affiliates, persons acting in their official capacity on behalf of Acer and/or Gateway or at their direction, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns.
- If you are eligible, the Proposed Settlement will provide for a redemption certificate that can be used to purchase a new Compaq or HP computer on-line (which will come with one year of free telephone technical support). The amount of the redemption certificate depends on how much you paid for your Compaq or HP computer affected by the lawsuit. In addition, the Proposed Settlement will provide for an alternative storage device in the form of a 256MB USB flash drive if and only if a Class Member: (a) still owns the computer that is affected by the lawsuit; (b) has already taken advantage of the software patch from Compaq (SoftPaq 13456) and/or HP (the HP Software Patch) intended to address the alleged defect at issue in the lawsuit; and (c) certifies under penalty of perjury that he/she is dissatisfied with that patch. In addition to the redemption certificate and/or the 256MB USB flash drive, Class Members who have not yet obtained the SoftPaq 13456 or the HP Software Patch can obtain the appropriate patch if they choose by visiting www.BarrettGrider-v-HPCompaq.com.
- **Your rights are affected whether you act or don’t act, so please read this Notice carefully.**

YOUR RIGHTS AND CHOICES:

YOU MAY:		DUE DATE
FILE A CLAIM FORM	This is the <u>only</u> way to get a redemption certificate and/or, for Class Members who still own the computer affected by the lawsuit, and have taken advantage of the SoftPaq 13456 or the HP Software Patch but who are not satisfied, a flash drive.	<u>Postmarked by</u> July 31, 2008
OBJECT	Inform the Court about any objection you have to the Proposed Settlement.	<u>Received by</u> April 21, 2008
EXCLUDE YOURSELF	Ask to get out of the Proposed Settlement. If you do this, you cannot get any settlement benefits, but you keep your right to sue HP or Compaq yourself regarding the claims in the lawsuits.	<u>Postmarked by</u> April 21, 2008
APPEAR IN THE LAWSUIT OR GO TO A HEARING	Participate in the Proposed Settlement on your own or through your own lawyer. You can also ask to speak in Court about the Proposed Settlement.	<u>Received by</u> April 21, 2008
DO NOTHING	You get no settlement benefits and you give up the right to sue HP or Compaq on your own regarding the claims in the lawsuits later.	

- These rights and choices – **and the deadlines to exercise them** – are further explained in this Notice.
- The Court still has to decide whether to approve the Proposed Settlement. Benefits will be provided only if the Court approves the Proposed Settlement and after any appeals are resolved and the related class action lawsuits identified above are dismissed with prejudice.

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BASIC INFORMATION

1. Why did I get this Notice?

If you received this Notice by e-mail or regular mail, you have been identified from available records as a purchaser of an HP or Compaq computer. You also may have received this Notice because you requested more information after reading the notice that was published in USA Today or Parade Magazine.

The Court ordered that you be given this Notice because you have the right to know about a Proposed Settlement of the consolidated class action filed against Compaq and HP that may affect you. You have legal rights and choices to make before the Court decides whether to approve the Proposed Settlement.

This Notice explains:

- What the lawsuits are about.
- Who is included in the Proposed Settlement.
- How the Proposed Settlement may benefit you.
- What your legal rights are.
- How to get the benefits of the Proposed Settlement.

2. What are the lawsuits about?

The consolidated action in Oklahoma claims that the defendants, Compaq and HP, sold computers with a defective part that could cause the loss or corruption of data written to or read from a floppy disk. Plaintiffs to the consolidated action further claim that the presence of the allegedly defective part in the computers entitles Class Members (defined below) to remedies under a warranty. The lawsuits listed below made similar allegations against Compaq and HP and will be dismissed if the Proposed Settlement becomes final:

- (a) *Penny Schultz v. Hewlett-Packard Company*, No. CV-025620 (California Superior Court, San Joaquin County);
- (b) *Alesia Batiste v. Hewlett-Packard Company*, No. CV-025102 (California Superior Court, San Joaquin County);
- (c) *Hal LaPray et al. v. Compaq Computer Corporation*, Cause No. A-162, 152 (In the District Court of Jefferson County, Texas, 60th Judicial District); and
- (d) *Muzette Alvis et al. v. Hewlett-Packard Company*, Cause No. A-164, 880 (In the District Court of Jefferson County, Texas, 58th Judicial District);

Compaq and HP deny the claims made in the consolidated action and the lawsuits listed above. The Court did not rule in favor of plaintiffs or defendants in any of the cases. Instead, the parties agreed to the Proposed Settlement in order to avoid the expense and risks of continuing the consolidated action and the related cases.

The Court in charge of the Proposed Settlement is the Oklahoma District Court for Cleveland County. The persons who sued are called the plaintiffs, and the companies being sued, Compaq and HP, are called the defendants.

3. Why is this a class action?

In a class action, one or more people, called Class Representatives, sue on behalf of other people who have similar claims. All these people together are a “Class” or “Class Members.” One court decides all the issues in the lawsuit for all Class Members, except for those who exclude themselves from the Class. In this lawsuit, the Class Representatives are asking the Court to decide the issues for all purchasers of the HP and Compaq computers affected by the consolidated action in Oklahoma.

4. Why is there a Proposed Settlement?

The Court did not rule in favor of plaintiffs or defendants. Instead, the parties agreed to a Proposed Settlement in order to avoid the expense and risks of continuing the litigation.

WHO IS IN THE PROPOSED SETTLEMENT CLASS

5. How do I know if I’m part of the Proposed Settlement Class?

You are a Class Member if you purchased one of the following on or after October 31, 1995:

A Compaq “Presario” Desktop Computer with a model number of 2266, 2275, 2281, 2285V, 2286, 2412ES, 2416ES, 5070, 5184, 5185, 5301, 5304, 5304b, 5340, 5345, 5360, 5365, 5410, 5440, 5441, 5451, 5452, 5460, 5461, 5465 or 5710.

A Compaq “Presario” Notebook Computer with a model number of 17XL2, 17XL266, 17XL274, 17XL264, 17XL260, 17XL261, 17XL262, 17XL275, 17XL265 or 1700T [“Configure to Order” units only for the 1700T].

An HP “Pavilion” Desktop Computer with a model number of 6530, 6535, 6630C, 6635, 6636, 6638, 6642D, 6642F, 6644D, 6644F, 6645C, 6683, 3100, 4433, 4440, 4443, 4453, 4458, 4530, 4533, 4553Z, 6330, 6333, 6336, 6343, 6350, 6356, 6357, 6360NA, 6540C, 6623, 6640C, 6646C, 6648C or 4430NA.

An HP Brio Computer, model number BA200, that **ALSO** bears one of the following Stock Keeping Unit or SKU numbers (sometimes called the “System” or “Product” number) on the computer label: (a) D9664T; (b) D9665T; (c) D9666T; or (d) D9667T.

An HP NetVectra Computer, model number NetVectra 20, that **ALSO** bears one of the following Stock Keeping Unit or SKU numbers (sometimes called the “System” or “Product” number) on the computer label: (a) D6871N; (b) D6872N; (c) D6873N; (d) D6874N; (e) D6875N; (f) D6876N; (g) D6884A; (h) D6885A; (i) D6885N; (j) D6886N; (k) D7680A; (l) D7681A; (m) D7682A; (n) D7683A; (o) D7684N; (p) D7685N; (q) D7686N; (r) D7688A; (s) D7689A; (t) D7690A; (u) D7692A; (v) D7693A; (w) D7692N; (x) D7693N; (y) D7694N; or (z) D7695N.

An HP Netserver model number “E-60” that **ALSO** bears one of the following Stock Keeping Unit or SKU numbers (sometimes called the “System” or “Product” number) on the computer label: (a) D7140A; (b) D7141A; (c) D7141T; (d) D7142T; (e) D7143AV; (f) D7144A; (g) D7145A; (h) D7145T; (i) D7146A; (j) D7146T; (k) D7147AV; (l) D7148A; (m) D7149A; (n) D7149T; (o) D7150A; (p) D7151AV; (q) D8252AV; (r) D9123A; (s) D9124A; (t) D9124T; (u) D9125A; (v) D9125T; (w) D9126AV; (x) D9127A; (y) D9128A; (z) D9129A; or (aa) D9130AV.

6. How do I know if my computer is one of the models covered by the Proposed Settlement?

You can check to see if your Compaq or HP computer is one of the models listed above by looking on the computer. You can also find the model number in the User’s Guide that came with your computer. If you need to also locate the “SKU,” “System” or “Product” number to determine if you own a computer affected by the Proposed Settlement, you can locate that information on your computer in most cases.

7. Are there exceptions to being included?

You are not part of the Class if the model number (and corresponding SKU number, if necessary) of your computer is not one of the models listed above in response to Question 5. In addition, the following persons and entities are **excluded** from the Class: All government entities, bodies and agencies of any character, federal, state, or local (and such persons acting in their official capacity on behalf of such entities, bodies, and agencies); the presiding judge(s) and other court personnel in this consolidated lawsuit and all of the lawsuits listed above; Compaq and HP and their employees and representatives; and Acer, Inc. (“Acer”) and Gateway, Inc. (“Gateway”), including but not limited to Acer’s and Gateway’s past and present parent corporations, subsidiaries (including but not limited to Gateway USA Retail, Inc. f/k/a eMachines, Inc.), divisions, indemnitors, affiliates, persons acting in their official capacity on behalf of Acer and/or Gateway or at their direction, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns.

THE PROPOSED SETTLEMENT BENEFITS – WHAT YOU MAY GET

8. What does the Proposed Settlement provide?

The Proposed Settlement provides for benefits to be sent to eligible Class Members who complete and send in a valid Claim Form and Proof of Purchase. If your Claim Form is approved, you will receive a redemption certificate that can be used to purchase a new HP or Compaq computer on-line that will come with one year of free telephone technical support. The value of the redemption certificate depends on how much you paid for your Compaq or HP computer and is described below. You can also obtain an alternative storage device in the form of a 256MB USB flash drive if: (a) you still own the computer that is affected by the lawsuit; (b) you have already installed Compaq’s software patch intended to address the alleged defect at issue in the lawsuits (SoftPak 13456) or HP’s similar software patch (the HP Software Patch); and (c) you certify under penalty of perjury that you are dissatisfied with the patch.

In addition to selecting the redemption certificate and/or flash drive, Class Members who have not yet obtained the SoftPak 13456 or the HP Software Patch can obtain the appropriate patch if they choose by visiting www.BarrettGrider-v-HPCompaq.com.

For those Class Members appearing in the Notice Databases or Class Members who submit a photograph showing the model and Serial Number of the Affected Computer but who do not provide Proof of Purchase Price the value of the redemption certificates will be either \$100 or \$175 and assigned by the Claims Administrator as set out on Exhibit L to the Settlement Agreement. Redemption certificates with a value of \$100 can only be used to purchase a new desktop or notebook computer having a purchase price of \$501 or greater. Redemption certificates with a value of \$175 can only be used to purchase a new desktop or notebook computer having a purchase price of \$1,200 or greater.

For Class Members who submit Proof of Purchase and Proof of Purchase Price the value of the redemption certificates will be determined as follows:

- (a) Class Members who purchased an affected computer having a price of \$1,200 or greater and who submit a properly completed Claim Form will receive a redemption certificate for \$175 off the purchase of any new desktop or notebook computer having a purchase price of \$1,200 or greater; or
- (b) Class Members who purchased an affected computer having a price between \$501 and \$1,199 and who submit a properly completed Claim Form will receive a redemption certificate for \$100 off the purchase of any new desktop or notebook computer having a purchase price of \$501 or greater; or
- (c) Class Members who purchased an affected computer having a price of \$500 or less and who submit a properly completed Claim Form will receive a redemption certificate for \$50 off the purchase of any new desktop or notebook computer.

Any new computer purchased with a redemption certificate will come with one year of free telephone technical support.

9. What are redemption certificates and what can I use them for?

The redemption certificates can **only** be redeemed on-line (hp.com).

You cannot use the redemption certificate in conjunction with any other promotion, rebate or coupon that may apply to the purchase of the new computer except other on-line promotions or rebates that are applicable to the computer you are purchasing with the redemption certificate. You cannot use more than one redemption certificate for purchase of the same product. The redemption certificates are not stackable, transferable or assignable.

The redemption certificates are valid for two (2) years from the date a Claim Form is deemed valid.

10. What am I giving up to stay in the Class?

If you do not exclude yourself from the Class, then you are automatically in the Class if you purchased one of the computers at issue in this lawsuit. If you stay in the Class, you can’t sue or be part of any other lawsuit against Compaq and/or HP that arises out of or relates in any way to the claims in: (a) the consolidated action; or (b) the lawsuits listed above in response to Question 2; or (c) any claims relating to your purchase, use, possession, service or ownership of an affected computer, except claims for consequential damages or personal injury arising from your purchase, use, ownership, service or possession of an affected computer. In addition, if you stay in the Class, all of the Court’s orders will apply to you. By staying in the Class, you are agreeing to “release” any current or future claims you might have against Compaq and HP that relate to the claims in the consolidated action, the related lawsuits identified above in response to Question 2 and claims relating to your purchase, use, possession, service or ownership of any affected

computer, except claims for consequential damages or personal injury arising from your purchase, use, ownership, service or possession of an affected computer. You can read the entire release in the Proposed Settlement Agreement, which you can find at the website, www.BarrettGrider-v-HPCompaq.com.

If you have any questions about the claims you will be releasing or that you will be precluded from bringing in the future, you should read the entire release.

HOW TO GET THE PROPOSED SETTLEMENT BENEFITS

11. How do I get the redemption certificate or flash drive and the software patch?

To obtain a redemption certificate or, if you qualify, a flash drive, as described in response to Question 8, you **must** provide proof of purchase of an affected computer as described in the Claim Form and complete a Claim Form and mail it **postmarked by July 31, 2008** to:

Barrett/Grider v. HP/Compaq Settlement Administrator
P.O. Box 6103
Novato, CA 94948-6103

If you received this Notice by e-mail or postal mail, a Claim Form is enclosed.

If you have not already taken advantage of SoftPaq 13456 or the HP Software Patch, you can do so if you choose by visiting www.BarrettGrider-v-HPCompaq.com.

If you choose to download either patch, a Claim Form is not necessary. A timely and properly completed Claim Form is necessary, however, if you request a redemption certificate or a flash drive.

12. What do I do if I didn't get a Claim Form by e-mail or postal mail?

If you didn't receive a Claim Form by e-mail or postal mail, you can obtain a Claim Form in one of three ways:

- (a) **On the Internet:** www.BarrettGrider-v-HPCompaq.com
- (b) **By Phone:** 1-888-271-6735
- (c) **By Mail:** *Barrett/Grider v. HP/Compaq Settlement Administrator, P.O. Box 6177, Novato, CA 94948-6177*

13. When will I get my Proposed Settlement benefits?

If your Claim Form is approved, you will be eligible to receive a redemption certificate or, if you qualify, a flash drive only after the Proposed Settlement is approved and becomes final. The Court will hold a hearing on **April 29, 2008** to decide whether to approve the Proposed Settlement. If the Court approves the Proposed Settlement, there may be appeals, and the Proposed Settlement can't become final until all appeals are resolved and the related class action lawsuits identified above are dismissed. It's always uncertain how long appeals will take. They can take many months or longer. You should check the website for updates on the status of the Proposed Settlement.

YOUR RIGHTS AND CHOICES – EXCLUDING YOURSELF FROM THE PROPOSED SETTLEMENT

14. Can I get out of the Proposed Settlement and the Class?

You can get out of the Proposed Settlement and the Class. This is called excluding yourself – or is sometimes referred to as “opting out” of the Class. If you exclude yourself, you can't get benefits under the Proposed Settlement and you can't object to the Proposed Settlement. But you keep the right to file your own lawsuit or join another lawsuit against HP about the claims in this lawsuit.

15. How do I exclude myself from the Proposed Settlement?

To exclude yourself, you must send a letter by certified mail that contains all of the following:

- Your name, current address, telephone number and the approximate date you purchased the affected computer;
- A statement that you want to be excluded from the consolidated action of *Barrett and Grider v. Hewlett-Packard Company and Compaq Computer Corporation*;
- If applicable, a statement that you want to be excluded from *Muzette Alvis et al. v. Hewlett-Packard Company*, Cause No. A-164, 880 (in the District Court of Jefferson County, Texas, 58th Judicial District); and
- Your signature (or your lawyer's signature).

Your exclusion request must be signed, mailed and **postmarked by April 21, 2008**, to:

Barrett/Grider v. HP/Compaq Settlement Administrator
P.O. Box 6177
Novato, CA 94948-6177

You cannot exclude yourself on the phone or by e-mail.

16. If I don't exclude myself, can I still sue HP or Compaq for the same things later?

No. Unless you exclude yourself, you give up the right to sue Compaq and HP for any claims that arise out of or relate in any way to claims: (a) in the consolidated action; or (b) in the lawsuits listed above in response to Question 2; or (c) relating to your purchase, use, possession, service or ownership of any affected computer, except claims for consequential damages or personal injury arising from your purchase, use, possession, service or ownership of an affected computer and claims under a current valid service contract applicable to an affected computer. If you want to keep the right to sue Compaq and HP in a new lawsuit, you have to exclude yourself from this Class and Proposed Settlement. Remember, any exclusion request must be signed, mailed, and **postmarked by April 21, 2008.**

17. If I exclude myself, can I get any benefits from this Proposed Settlement?

No. If you exclude yourself, you can't get any Proposed Settlement benefits.

YOUR RIGHTS AND CHOICES – OBJECTING TO THE PROPOSED SETTLEMENT

18. How do I tell the Court I don't like the Proposed Settlement?

If you're a Class Member and don't exclude yourself, you can tell the Court you don't like the Proposed Settlement or some part of it. You can give reasons why you think the Court should not approve it.

To object, you must file your objection with the Court and provide the following information and/or documents:

- Your name, residential address (not post office box), e-mail address, telephone number, and driver's license state and driver's license number;
- The model number, SKU number and serial number of each affected computer purchased along with valid proof of purchase;
- That you are objecting to the Proposed Settlement in the consolidated action;
- Whether you are also claiming any right to object to the dismissal in *Penny Schultz v. Hewlett-Packard Company*, No. CV-025620 (California Superior Court, San Joaquin County); and/or *Muzette Alvis et al. v. Hewlett-Packard Company*, Cause No. A-164, 880 (In the District Court of Jefferson County, Texas, 58th Judicial District); and/or *Hal LaPray et al. v. Compaq Computer Corporation*, Cause No. A-162, 152 (District Court of Jefferson County, Texas, 60th Judicial District);
- Documentary proof that you are a Class Member (for example, a copy of warranty records, or a receipt that shows the purchase of an eligible model);
- A detailed explanation for the basis of your objection (including a description of the legal authorities relied upon);
- A statement of whether you intend to appear at the Fairness Hearing and, if so, how long you anticipate needing to present your objection;
- A list of any witnesses you intend to call by live testimony, for oral deposition testimony or by affidavit;
- A list of any exhibits you may offer during the Fairness Hearing, along with copies of such exhibits; and
- An affidavit from you (not your attorney) that swears under oath and subject to penalty of perjury that all matters stated in support of the objection and in the affidavit itself are true and correct, and that you have personal knowledge of all statements contained in the affidavit. You must swear in the affidavit: (a) that you meet the criteria to be a Class Member; (b) as to the approximate date you purchased the affected computer; (c) as to the model number, SKU number and serial number of the affected computer; and (d) provide your full name, current address, phone number, driver's license state and driver's license number. The affidavit must also attach a valid proof of purchase.

Your objection must be **signed and mailed so that it is received by April 21, 2008,** to the Court at:

Oklahoma District Court for Cleveland County
200 S. Peters
Norman, OK 73069

Copies of your objection **must also** be **signed and mailed so that it is received by April 21, 2008,** to the following two addresses:

Counsel for the Class:
Gary Neale Reger
Orgain, Bell & Tucker LLP
470 Orleans, 4th Floor
P.O. Box 1751
Beaumont, TX 77704-1751

Counsel for HP and Compaq:
John F. Schultz
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103

If you object through a lawyer, you will have to pay for the lawyer yourself. If your objection is not signed and mailed so that it is received by the Court or the counsel listed above by April 21, 2008, the objection may not be considered by the Court.

19. What's the difference between objecting to the Proposed Settlement and excluding myself from the Proposed Settlement?

Objecting is the way to tell the Court what you don't like about the Proposed Settlement. You can object only if you stay in the Class and don't exclude yourself.

Excluding yourself is the way to tell the Court you do not want to be a part of the Class and the Proposed Settlement, and that you want to keep the right to file your own lawsuit. If you exclude yourself, you cannot object because the Proposed Settlement no longer will affect you.

YOUR RIGHTS AND CHOICES – APPEARING IN THE LAWSUIT

20. Can I appear or speak in this lawsuit and Proposed Settlement?

As long as you do not exclude yourself, you can (but do not have to) participate and speak for yourself in this lawsuit and Proposed Settlement. This is called making an appearance. You can also have your own lawyer speak for you, but you will have to pay for the lawyer yourself.

21. How can I appear in this lawsuit?

If you want to participate, or have your own lawyer participate or speak for you in this lawsuit (instead of Class Counsel), you must give the Court a paper that is titled a "Notice of Appearance." The Notice of Appearance must contain the title of the lawsuit, a statement that you wish to appear at the Fairness Hearing, and the signature of you or your lawyer.

Your Notice of Appearance can also state that you or your lawyer would like to speak at the Court's Fairness Hearing on the Proposed Settlement. If you submit an objection (see Question 18 above) and would like to speak about the objection at the Court's Fairness Hearing, both your Notice of Appearance and your objection must include the information specified in response to Question 18 too.

Your Notice of Appearance must be **signed and mailed so that it is received by April 21, 2008**, to the Court at:

Oklahoma District Court for Cleveland County
200 S. Peters
Norman, OK 73069

Copies of your Notice of Appearance must also be **signed and mailed so that it is received by April 21, 2008**, to the same two addresses appearing in response to Question 18.

IF YOU DO NOTHING

22. What happens if I do nothing at all?

If you do nothing:

- You will stay a member of the Class and all of the Court's orders will apply to you.
- You will not receive any of the settlement benefits described in response to Question 8. You can only obtain benefits under the settlement (except the software patch) by submitting a timely and properly completed Claim Form.
- You won't be able to sue, or join a new lawsuit against HP and/or Compaq, unless you exclude yourself.

THE LAWYERS REPRESENTING YOU

23. Do I have a lawyer in this case?

Yes. The Court has appointed lawyers to represent you and all Class Members. The Court has appointed the following law firms to represent the Class:

John C. Niemeyer, OBA No. 6683
Linda G. Alexander, OBA No. 195
Harris A. Phillips, OBA No. 14134
N. Frank Austin, OBA No. 12548
Niemeyer, Alexander, Austin & Phillips, PC
Three Hundred North Walker
Oklahoma City, OK 73102
Telephone: (405) 232-2725
Facsimile: (405) 239-7185

Wayne A. Reaud, TSB No. 166-42-500
The Reaud Law Firm
801 Laurel
Beaumont, TX 77701
Telephone: (409) 838-1000
Facsimile: (409) 813-1325

Gilbert I. Low, TSB No. 12619000
Gary Neale Reger, TSB No. 16733200
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Together, these lawyers are called Class Counsel. You will not be charged for these lawyers.

24. How much will the lawyers for the Class be paid and how will they be paid?

Class Counsel will ask the Court to approve payment of attorneys' fees and expenses of no more than \$48,250,000. Compaq and HP will pay the attorneys' fees and expenses as awarded by the Court up to an amount of \$48,250,000.

THE COURT'S FAIRNESS HEARING

25. When and where will the Court decide whether to approve the Proposed Settlement?

The Court will hold a Fairness Hearing April 29, 2008. The Court is located at 200 S. Peters, Norman, Oklahoma 73069. At this hearing, the judge will consider all duly-noticed and timely objections, if any, and whether the Proposed Settlement is fair, reasonable, and adequate to the Class. The judge will listen to people who have asked to speak at the hearing. The judge will also consider how much to award to Class Counsel for their fees and expenses. At or after the hearing, the judge will decide whether to approve the Proposed Settlement and how much to award to Class Counsel. We do not know how long these decisions will take.

26. Do I have to come to the hearing?

You don't have to come to the hearing. Class Counsel will answer questions the Court has on your behalf. But you and/or your lawyer are welcome to come at your own expense. If you send an objection, you don't have to come to the hearing for the judge to consider it.

27. Can I speak at the hearing?

You can ask the Court to allow you (or your lawyer) to speak at the hearing. To do so, you or your lawyer must file a Notice of Appearance that says you wish to speak. You can find out how to file a Notice of Appearance, and the due date for filing, in Question 21. If you submit an objection and wish to speak about it at the Fairness Hearing, you must include that information in your objection (see Question 18).

You cannot speak at the hearing if you exclude yourself.

GETTING MORE INFORMATION

28. Are more details about the lawsuit and the Proposed Settlement available?

Yes. This Notice only summarizes the lawsuit and Proposed Settlement. More details are in the documents filed in these class actions and in the Settlement Agreement. You can get copies of these documents by visiting the Proposed Settlement website, www.BarrettGrider-v-HPCompaq.com or by calling 1-888-271-6735.

29. How do I get more information?

You can get more information and read common questions and answers by visiting the Proposed Settlement website, www.BarrettGrider-v-HPCompaq.com or by calling 1-888-271-6735.