

Superior Court of the State of California, County of Alameda

**IF YOU HAVE A PERSONAL CELL PHONE ACCOUNT WITH SPRINT WITH A CALIFORNIA AREA CODE AND CALIFORNIA BILLING ADDRESS WITH A FLAT EARLY TERMINATION FEE, A CLASS ACTION LAWSUIT MAY AFFECT YOUR RIGHTS**

*A California Court authorized this notice. This is not a solicitation from a lawyer.*

- Cell phone customers in California have sued Sprint PCS (“Sprint”) alleging that Sprint’s early termination fees violate California law.
- The Court has allowed the lawsuit to be a class action on behalf of all persons who have a wireless telephone personal account with Sprint with a California area code and a California billing address who are subject to a flat early termination fee.
- The Court has not decided whether Sprint did anything wrong. There are no benefits available now, and no guarantee there will be.

**BASIC INFORMATION**

**1. Why did I get this notice?**

If you have personal cell phone service with Sprint and have a California area code and California billing address with a flat early termination fee your rights may be affected. This notice explains that the Court has allowed, or “certified,” a class action lawsuit that may affect you. The trial is to decide whether the claims being made against Sprint on your behalf, are correct. Judge Winifred Smith of the Alameda County Superior Court is overseeing this class action. The lawsuit is known as the Cellphone Termination Fee Cases, J.C.C.P. No. 4332.

**2. What is this lawsuit about?**

This lawsuit is about Sprint’s early termination fees: The class representatives claim that Sprint’s early termination fees are unlawful and unfair penalties under California law. Based upon these claims, the class representatives ask for changes in the companies’ practices.

Sprint denies that it did anything wrong and says that its early termination fees are not unlawful under California law. You can read the Answer of Sprint at [www.cellphoneterminationfees.com](http://www.cellphoneterminationfees.com).

The Court has not decided whether the class representatives or Sprint are correct. Lawyers for the class must prove the claims against Sprint at trial.

**3. Who is included in the Class?**

You may be a member of the Class if you are a Sprint subscriber for your personal cell phone account with a California area code and a California billing address and are subject to a flat early termination fee.

## THE LAWYERS REPRESENTING YOU

### 4. Do I have a lawyer in this case?

The Court decided that the law firms of Bramson, Plutzik, Mahler & Birkhaeuser, LLP, Coughlin Stoia Geller Rudman & Robbins LLP and Franklin & Franklin, APC are qualified to represent all class members as class counsel. These lawyers are experienced in handling similar cases against cell phone companies. More information about class counsel is available at <http://www.bramsonplutzik.com> and <http://www.csgrr.com>.

### 5. Should I get my own lawyer?

If you do not wish to be represented by class counsel, you may enter an appearance through your own attorney at your own expense. To do so, you must file an Entry of Appearance with the Clerk of the Court. You will remain a class member with representation by your own attorney and you will be responsible for the fees and costs of your attorney.

### 6. How will the lawyers be paid?

If class counsel get benefits for the Class, they may ask the Court for fees and expenses. You will not have to pay these fees and expenses. If the Court grants class counsel's request, the fees and expenses would be either deducted from any money obtained for the Class or paid separately by Sprint.

## THE TRIAL

### 7. How and when will the Court decide who is right?

As long as the case isn't resolved by a settlement or otherwise, class counsel will have to prove the claims at a trial. If you want to attend, please call the Court Clerk to confirm the trial date, department and time.

### 8. Do I have to come to the trial?

You do not need to attend the trial. Class counsel will present the case for the Class members, and Sprint will present the defense. You are welcome to come at your own expense. If you wish to participate in the trial, you should contact class counsel.

### 9. Will I get money after the trial?

The Class does not seek any monetary relief. The Class only seeks declaratory and injunctive

relief. If the Class obtains declaratory and/or injunctive relief as a result of the trial or a settlement, you will be notified about how to participate. We do not know how long this will take.

## 10. Additional Information

Complete copies of the pleadings, orders and other documents filed in this litigation may be examined and copied at any time during regular office hours at the offices of the Clerk of the Court, Alameda Superior Court, 1221 Oak Street, Oakland, California 94612. The case is entitled *Cellphone Termination Fee Cases*, JCCP No. 4332.

Certain documents and other information are also available on the Internet at [www.cellphoneterminationfees.com](http://www.cellphoneterminationfees.com).

If you have any questions concerning anything discussed in this notice, or wish to provide us with your current name or address, please visit the website or write to Class counsel at:

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**PLEASE DO NOT CALL OR WRITE TO THE COURT FOR INFORMATION  
OR ADVICE.**

DATED: November 14, 2008

**BY ORDER OF THE SUPERIOR COURT OF  
THE STATE OF CALIFORNIA, COUNTY OF  
ALAMEDA.**