

Legal Notice of Class Action Lawsuit against Yahoo
If you received the following “welcome” text message from Yahoo! any time during March 2013,
you may be a member of a class action lawsuit against Yahoo!

*“Welcome” text message: A Yahoo! user has sent you a message. Reply to that SMS to respond.
Reply INFO to this SMS for help or go to y.yahoo.it/imsms.*

A federal court authorized this notice. This is not a solicitation from a lawyer.

You may be a member of a class action lawsuit against Yahoo. The lawsuit alleges that Yahoo used an automatic telephone dialing system to text the above “Welcome” text message to cellphone users in violation of the Telephone Consumer Protection Act.

You are included in the lawsuit as a “Class Member” if you are a person within the United States who Yahoo! sent the “Welcome” text message any time during March 1, 2013 through March 31, 2013, while your cell phone number was assigned to Sprint, but not associated with a Yahoo! user in Yahoo!’s records. To be a Class Member, you must have been **the user** of the cell phone number that was sent the “Welcome” text message. If your number was serviced by a company other than Sprint, you may still be a Class Member if your number was assigned to the Sprint network. For a complete list of other service providers who might have provided your cellular telephone service, please see www.YahooTCPAClass.com.

This Notice explains your legal rights as a potential member of the class. Please read this Notice carefully.

YOUR RIGHTS AND OPTIONS IN THIS LAWSUIT	
DO NOTHING	Stay in this lawsuit. Await the outcome. Give up certain rights. By doing nothing, you keep the possibility of getting money or benefits that may come from a trial or a settlement. But, you give up any rights to sue Yahoo separately about the “Welcome” text message claims made in this lawsuit.
ASK TO BE EXCLUDED	Get out of this lawsuit. Get no benefits from it. Keep rights. If you ask to be excluded and money or benefits are later awarded, you won’t share in those. But, you keep any rights to sue Yahoo separately about the “Welcome” text message claims made in this lawsuit.

These rights and the deadlines to exercise them are explained more fully below.

1. What is this lawsuit against Yahoo about?

Plaintiff Rachel Johnson filed a class action lawsuit against Yahoo, Inc. in the United States District Court for the Northern District of Illinois. The case name is *Johnson v. Yahoo!, Inc.*, and the case number is 14-cv-2028.

The lawsuit alleges that Yahoo violated the Telephone Consumer Protection Act (“TCPA”) by using an automatic telephone dialing system to send the “Welcome” text message to cellphone numbers without first obtaining consent to send the text message. The TCPA provides \$500 per violation and up to \$1,500 if the violation is willful (intentional).

The plaintiff claims that this text message violates the TCPA, which prohibits the use of an “automatic telephone dialing system” to send text messages without the “prior express consent” of the called party. Yahoo says that the “Welcome” text message did not violate the TCPA. Yahoo also denies using an “automatic telephone dialing system” and claims that some of the potential class members may have provided “prior express consent.”

2. Why is this a class action?

The Court determined that a class action was appropriate after the plaintiff asked the Court to certify a class. In a class action, one or more people called Class Representatives (in this case, Rachel Johnson), sue on behalf of a group of people who all suffered the same injury and have the same legal claims. In this case, the plaintiff sued on behalf of a class of people (together called a “Class” or “Class Members”) that received the same automated text message from Yahoo and argues that Yahoo violated the TCPA by sending the automated messages.

3. How do I know if I am a part of the Class?

The Court certified the following Class:

“All persons within the United States to whose cellular telephone number Yahoo! sent the Welcome Message during the period commencing March 1, 2013 through March 31, 2013, while such cellular number was assigned to Sprint, and whose cellular telephone number is not associated with a Yahoo! user in Yahoo!’s records.”

To be a Class Member, you must have been the user of the cellular number that was sent the “Welcome” text message during March 2013.

If your number was serviced by a company other than Sprint, you may still be a Class Member if your number was assigned to the Sprint network. For a complete list of other service providers who might have provided your cellular telephone service, please see www.YahooTCPAClass.com.

Special Instructions for Cellular Account Holders: If you were a cellular telephone account holder in March 2013, you are only a class member if you were the user of the number to which Yahoo sent the “Welcome” text message. The user may have been on your cellular telephone plan. Please forward this notice to all persons on your cellular telephone plan in March 2013.

4. Why am I receiving this notice?

You, or someone in your cellular telephone plan in March of 2013, were identified as a potential member of the class because Yahoo’s business records show that it sent the “Welcome” text message to a number in your cellular telephone plan in March 2013.

QUESTIONS? VISIT www.YahooTCPAClass.com

5. What is the lawsuit trying to get from Yahoo?

The lawsuit seeks money for Class Members and attorneys’ fees and costs. The TCPA provides \$500 per violation (in this case, per “Welcome” text message) and up to \$1,500 if the violation is willful.

6. Is there any money available now?

No money or benefits are available now because the Court has not yet decided whether Yahoo did anything wrong, and the two sides have not settled the case. There is no guarantee that money or benefits ever will be obtained. If they are, you will be notified about how to receive a share.

7. What are my options as a Class Member?

You must decide whether to stay in the Class or exclude yourself from it.

8. What happens if I choose to stay in the Class?

If you stay in the Class, you will be able share in any money or benefits that *may* result from this class action. You will be legally bound by all orders and judgments made by the Court in this class action and you will give up any rights to sue Yahoo separately about the “Welcome” text message TCPA claims made in this lawsuit.

9. What happens if I ask to be excluded?

If you exclude yourself, you will not receive money or benefits that *may* result from the class action, but you will keep your rights to bring your own case against Yahoo over the “Welcome” text message TCPA claims raised in this case. In addition, the time you have in which to file your own lawsuit (called the “statute of limitations”) will begin to run again. You will have the same amount of time to file the lawsuit that you had when this case was filed.

10. How do I exclude myself?

To exclude yourself from the Class you must either submit an exclusion request electronically at www.YahooTCPAClass.com, or mail a written request to the notice administrator at:

Yahoo Text Message Class Action Notice Administrator
c/o KCC Class Action Services
PO Box 30227
College Station, TX 77842-3227

Your request for exclusion **must** include your full name, address, telephone number, and signature (or electronic signature where submitted electronically) as well as a statement indicating that you want to be excluded from the Class in *Johnson v. Yahoo!, Inc.*, 14-cv-2028. Your request for exclusion **must be postmarked or submitted electronically by March 13, 2017**.

11. What happens if I do nothing?

If you do nothing you are choosing to stay in the Class. You will be able to share in any money or benefits that *may* result from this class action. You will also be legally bound by all orders and judgments made by the Court in this class action and you will give up any rights to sue Yahoo separately about the “Welcome” text message TCPA claims made in this lawsuit.

12. Do I have a lawyer in this case?

Yes, the Court decided that the attorneys representing the named plaintiff Rachel Johnson should also represent Class Members. These attorneys are called “Class Counsel.” You will not be charged for the services of these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

13. How will the lawyers be paid?

Plaintiff contends that individual actions are not feasible because the TCPA does not provide for a separate payment of attorneys’ fees and expenses. Nevertheless, if Class Counsel wins the lawsuit against Yahoo or reaches a settlement with them, they may ask the Court to approve the payment of attorney’s fees and expenses from any judgment or settlement amount. Class Counsel has expended time and expense in this case without any guaranty of payment. Regardless of whether the Class wins or loses the lawsuit against Yahoo, you will not personally owe them anything.

14. What if my address has changed?

If this notice was forwarded by the Postal Service, or if it was otherwise sent to you at an address which is not current, you should immediately update your contact information at www.YahooTCPAClass.com. You may also send a letter to Yahoo Text Message Class Action Notice Administrator, c/o KCC Class Action Services, PO Box 30227, College Station, TX 77842-3227 stating your name, past and current addresses, telephone number, and reference the case name and number (*Johnson v. Yahoo!, Inc.*, 14-cv-2028).

15. How do I get more information?

Go to www.YahooTCPAClass.com for more information. You can review important updates and important documents filed in the case at the website. You may also email the Yahoo Text Message Class Action Notice Administrator at info@yahootcpaclass.com for more information. You can also call toll free to Keogh Law, Ltd. for further information at (866) 726-1092 if you still have any questions. Before doing so, please read this full notice carefully.

DO NOT CONTACT THE COURT REGARDING THIS NOTICE.