

Fujitsu Hard Disk Drive Settlement Administrator

c/o Rosenthal & Company LLC

P.O. Box 6177

Novato, CA 94948-6177

INSTRUCTIONS

READ THESE INSTRUCTIONS CAREFULLY. IF YOU DO NOT FOLLOW THESE INSTRUCTIONS, YOU MAY LOSE CERTAIN BENEFITS TO WHICH YOU MIGHT OTHERWISE BE ENTITLED.

1. Summary of Key Provisions

Pursuant to the settlement agreement reached in *Moisan v. Fujitsu Computer Products of America, Inc.*, Case No. 1-06-CV-077316 (Santa Clara County Superior Court), you may be entitled to receive a discount on the purchase of a new Fujitsu-branded Mobile Hard Disk Drive (“HDD”).

To be eligible for a discount, you must:

- Complete and return the attached Claim Form.
- Submit, with the Claim Form, proof of purchase of the previously purchased Fujitsu-branded HDD, as explained in Part 3 below.
- Submit the completed Claim Form and supporting documentation postmarked on or before September 2, 2008. If you fail to return a valid Claim Form by the deadline, your claim will be rejected and you will lose all rights to these benefits.

If you submit a valid Claim Form and the settlement becomes final, you will be entitled to receive either a Promotional Code or a Valid Claim Card, to claim your discount, depending on your election, as explained in Part 5 below.

Unless you request exclusion from the class as explained in the Class Notice, a copy of which is located on the “Settlement Website” (www.MobileHDDSettlement.com), you will be bound by the Settlement Agreement and Release and the Final Judgment even if you do not return the Claim Form.

2. Who Is Eligible to Make a Claim Under the Settlement

To be eligible under the settlement to claim a discount on the purchase of a new Fujitsu-branded Mobile HDD, (1) you must be a United States resident, (2) who purchased a new aftermarket Fujitsu-branded Mobile HDD from December 28, 2002 through April 11, 2008, from an entity within the United States that regularly sells or sold Mobile HDDs, (3) for your own use and not for resale. You are *not eligible* to participate in this settlement if you purchased or acquired a *used* Fujitsu-branded Mobile HDD.

You may make only one claim per qualifying Fujitsu-branded Mobile HDD and you are limited to three (3) claims in total. If you previously purchased more than one qualifying Fujitsu-branded Mobile HDD and you wish to make multiple claims, you must fill out a separate Claim Form for each Fujitsu-branded Mobile HDD. You are limited, to a total of three valid claims. You may print multiple copies of this Claim Form or make photocopies as necessary.

3. How To Make A Claim

To make a claim, complete and submit this Claim Form, along with any required documentation, in compliance with the instructions below. Send the original of the signed Claim Form and a copy of any required documentation to Fujitsu Hard Disk Drive Settlement Administrator, c/o Rosenthal & Company LLC, P.O. Box 6177, Novato, CA 94948-6177. Please keep copies for your records.

To complete the Claim Form you must:

- Provide your name, mailing address, and e-mail address (if available), in the space provided.
- Provide the serial number and capacity (for example, 40GB, 80GB, etc.) of the previously purchased Fujitsu-branded Mobile HDD. (The Settlement Website contains instructions for locating the serial number of the Fujitsu-branded Mobile HDD; please see the subheading, “[Locating a Serial Number.](#)”)
- Provide the name and location of the online seller or retail store from which you previously purchased the Fujitsu-branded Mobile HDD.

- Submit proof of purchase of the previously purchased Fujitsu-branded Mobile HDD, which may be a receipt or invoice showing the purchase. (If you do not have proof of purchase, you may still make a claim, as described below).
- Select either the Option 1 or Option 2 discount.
- Acknowledge that you have read and agree to the release language included in the Claim Form.
- Sign the form, attesting under penalty of perjury that the information provided is true and correct to the best of your knowledge and belief.

If you do not have proof of purchase, you may still make a claim by submitting all other required information, including the serial number for the previously purchased Fujitsu-branded Mobile HDD, and declaring under penalty of perjury that you are the original purchaser of the previously purchased Fujitsu-branded Mobile HDD, and stating the price paid.

4. Claims Deadlines

Please note the following deadline for postmarking your Claim Form and supporting documentation. **You must fill out and return a Claim Form postmarked on or before September 2, 2008.** The Claim Form must be received no later than 21 days thereafter.

Remember: To be valid, your Claim Form must be completely and accurately filled out, signed, and dated, and must include all requested information, including proof of purchase, where applicable. If your Claim Form is incomplete, untimely, or contains false information, it may be rejected.

5. Receiving a Discount

Once the settlement becomes final, and any appeals are resolved (the “Effective Date”), the validity of all claims will be determined. If your claim is deemed invalid you will be notified by e-mail or U.S. Mail and will be afforded an opportunity to correct any deficiencies. If your claim is deemed valid, you will receive notification by e-mail or U.S. Mail along with details for redeeming your discount, as selected in your Claim Form.

If you selected Option 1, you will receive via e-mail, or U.S. Mail if e-mail is unavailable, a Promotion Code allowing you to a 20% discount at checkout on the purchase of a new Fujitsu-branded Mobile HDD from the buyFCPA Website (www.buyFCPA.com).

If you selected Option 2, you will receive via e-mail, or U.S. Mail if e-mail is unavailable, a Valid Claim Card entitling you to a 15% discount, in the form of a rebate, on the purchase of a new Fujitsu-branded Mobile HDD from any online retailer or retail store of your choice in the United States, other than the buyFCPA Website. To obtain the 15% rebate, you must return the Valid Claim Card to the Settlement Administrator with a proof of purchase (showing the purchase price) of a qualifying new Fujitsu-branded Mobile HDD, postmarked no later than 30 days after you purchased the new Fujitsu-branded Mobile HDD. You will be mailed a check within 60 days after the date the Valid Claim Card and proof of purchase is received by the Settlement Administrator.

6. Transferability and Stackability

You may transfer your Promotional Code or Valid Claim Card to another person only once prior to being used. Also, the discount for either Option 1 or Option 2 shall be stackable, meaning it may be used with other discounts, and it shall be the first discount applied.

Important Note: You will only be eligible for a discount on the purchase of a new Fujitsu-branded Mobile HDD purchased during the Redemption Period, which commences upon the later of one year from the Effective Date or from the date the Promotional Code or Valid Claim Cards are distributed.

REMINDERS

DEADLINE: For your claim to be valid, you must fill out and submit this Claim Form during the Claims Period. The Claim Form must be postmarked on or before September 2, 2008 and it must be received by the Settlement Administrator no more than 21 days thereafter.

DO NOT SUBMIT THIS CLAIM FORM TO THE COURT: Send the original of the signed Claim Form and a copy of any required documentation to Fujitsu Hard Disk Drive Settlement Administrator, c/o Rosenthal & Company LLC, P.O. Box 6177, Novato, CA 94948-6177. Please keep copies for your records.