

Jimenez, et al. v. TD Bank, N.A.
Settlement Administrator
PO Box 2167
Portland, OR 97208-2167

**Important Notice About
Class Action Settlement**

You are receiving this Notice because you may be entitled to benefits from a proposed class action settlement. This Notice explains what the class action is about, what the Settlement will be, and how your rights may be affected. More information about the Settlement and the Settlement Agreement are available at www.TDAccountReopeningSettlement.com.

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

What is the Settlement about? A Settlement has been reached in a class action lawsuit challenging the reopening of consumer checking accounts by TD Bank, N.A. (“TD Bank”). The lawsuit contends that TD Bank acted improperly by reopening consumer checking accounts without customer authorization, allowing transactions to post to the reopened accounts. TD Bank disputes that contention and denies that it engaged in any wrongdoing. The Court has not decided which side is right. Full information regarding the Settlement can be found at www.TDAccountReopeningSettlement.com.

Why am I being contacted? TD Bank’s records show that the person to whom this notice is addressed is a potential member of the Settlement Class. The Settlement Class includes all current and former holders of a TD Bank consumer checking account that, between June 24, 2014, and April 25, 2023 (“Class Period”), was reopened by TD Bank without customer authorization after the account’s closure, and had a debit, credit, or fee post to the account after that reopening.

What are the Settlement terms? TD Bank agreed to provide \$4,900,000 (“Cash Settlement Amount”) to the Settlement Class, which includes money for (a) payments to Class Members, (b) attorneys’ fees, costs, and expenses, (c) settlement administration costs, and (d) service awards to the Plaintiffs.

How do I get my Settlement payout? You must submit a Claim to be eligible for a payment. You have the option to submit a Claim Form requesting either a Basic Payment or an Enhanced Payment. Once the Court approves the Settlement, your Claim will be reviewed and, if approved, you will receive a check. If you submit a Basic Claim and there are sufficient funds, you will receive a Basic Payment of \$125. If you submit additional information and documentation for an Enhanced Claim and there are sufficient funds, you will receive an Enhanced

Payment equal to any losses you sufficiently documented. If in either case there are not sufficient funds, the Settlement Agreement provides for proportional reductions in payments. In no instance will the Enhanced Payment be less than the Basic Payment. The Claim Form is available on the Settlement Website, listed below. For additional information about how the payments will be calculated, including in the event of the proportional reductions described above, please visit www.TDAccountReopeningSettlement.com.

Your other options. If you do not want to be bound by the Settlement, you may exclude yourself by **September 22, 2023**. If you do not exclude yourself, you will release your claims against TD Bank. Alternatively, you may object to the Settlement by **September 22, 2023**. The Long Form Notice available at the Settlement Website, listed below, explains how to exclude yourself or object. The Court will hold a hearing on **November 7, 2023, at 2:00 p.m. ET** to consider whether to approve the Settlement and to consider a request by counsel for the Settlement Class for attorneys’ fees of up to one third of the Cash Settlement Amount; class counsel’s expenses; and service awards of up to \$8,000 for Judith Jimenez and up to \$5,000 for Kathy Fogel and Stephanie Vil, who brought this case for the benefit of the Settlement Class. Details about the hearing are in the Long Form Notice. You may appear at the hearing, but you are not required to do so. You may hire your own attorney, at your own expense, to appear for you at the hearing.

Questions? If you have questions, please visit the Settlement Website at www.TDAccountReopeningSettlement.com. You may write with questions by email to info@TDAccountReopeningSettlement.com, or by mail to Jimenez v. TD Bank, N.A. Settlement Administrator, PO Box 2167, Portland, OR 97208-2167, or call the toll-free number, 888-831-6427. **Please do not contact TD Bank or the Court for information.**