

NOTICE OF SETTLEMENT APPROVAL HEARING IN THE MATTER OF COOLING COMPRESSORS CLASS ACTION LITIGATION

PLEASE READ THIS NOTICE CAREFULLY. IT MAY AFFECT YOUR LEGAL RIGHTS.

TO: All persons in Canada who between January 1, 2004 to December 31, 2008 purchased Cooling Compressors and Cooling Compressor Products in Canada, except the Defendants and certain parties related to the Defendants (the "Settlement Class").

Cooling Compressors means hermetically sealed cooling compressors of less than one horsepower. Cooling Compressor Products means Cooling Compressors and products containing Cooling Compressors. Cooling Compressors and Cooling Compressor Products do not include compressors used in air conditioners.

The Defendants are: Tecumseh Products of Canada Limited, Tecumseh Products Co., Tecumseh Compressors Company, Danfoss A/S, Danfoss Inc., Danfoss Commercial Compressors Ltd., Danfoss Scroll Technologies, LLC, Danfoss Turbocor Compressors, Inc., Danfoss Compressors LLC, Appliances Components Companies S.p.A., ACC USA LLC, Panasonic Corporation, Panasonic Canada Inc., Whirlpool Canada LP, Embraco North American and Whirlpool Corporation. The Defendants are manufacturers of Cooling Compressors.

I. THE PURPOSE OF THIS NOTICE

Class proceedings have been initiated in Ontario, British Columbia and Quebec alleging that the Defendants conspired to fix prices for Cooling Compressors in Canada.

Appliances Components Companies S.p.A. and ACC USA LLC (collectively "ACC") have entered into a Settlement Agreement that will resolve the allegations and litigation against them. ACC does not admit any wrongdoing or liability, and the settlement represents a resolution of the disputed claim. The Ontario proceeding was certified as class proceedings on consent against ACC for the purpose of settlement only. The litigation is continuing against the remaining Defendants.

Under the terms of the ACC Settlement Agreement, ACC has agreed to pay \$50,000.00 for the benefit of the Settlement Class in Canada and up to \$50,000.00 towards the cost of the notice program to Class Members. Settlement funds will be used to fund out-of-pocket costs incurred by Class Counsel in the litigation. Under the terms of the Settlement Agreement, ACC has agreed to provide evidence and co-operation to the Plaintiffs in pursuing their claims against the remaining Defendants.

The settlement must be approved by the Ontario and Quebec Courts before it becomes effective. A motion to approve the settlement will be heard by the Ontario Superior Court of Justice in the City of London on January 31, 2012 at 9:30 a.m. and the Superior Court of Quebec in the City of Quebec on March 12, 2012 at 10:00am. At these hearings, each of the Ontario and Quebec Courts will determine whether the Settlement Agreement is fair, reasonable and in the best interests of the Settlement Class Members.

Settlement Class Members who do not oppose the proposed settlement need not appear at the settlement approval hearing or take any other action at this time.

Settlement Class Members are entitled to appear and make submissions to the settlement approval hearing. If you wish to comment on or make any objection to the Settlement Agreement, a written submission must be delivered to the appropriate Class Counsel at one or both of the addresses listed below, postmarked no later than January 23, 2012. Class Counsel will forward all such submissions to the appropriate Court. All written submissions will be considered by the Court. If you do not file a written submission by January 23, 2012, you may not be entitled to participate, through oral submissions or otherwise, in the settlement approval hearings.

If the Settlement Agreement is approved by the Courts in Ontario and Quebec, further notices will be posted online at www.classaction.ca to advise Settlement Class Members in Canada of such Court approval.

II. OPTING OUT OF THE CLASS ACTION LAWSUITS

You will be bound by the terms of the Settlement Agreement unless you “opt-out” of the class action lawsuits. If you do not opt-out, you will not be able to bring or maintain any other claim or legal proceeding in respect of any allegations asserted in the class action lawsuits, including allegations relating to violations of the *Competition Act*. No further right to opt-out of the class action lawsuits will be provided.

If you opt-out of the class action lawsuits, you will not be able to participate in the Settlement Agreement, and you will not be able to participate in any further settlements with, or judgments against, other Defendants in this litigation.

To opt-out, you must submit a written request to be excluded from the class action lawsuits. Your written request must include the following information:

- a) Name, address and telephone number;
- b) The dollar amount and the date of your Cooling Compressor and Cooling Compressor Product purchases; and
- c) A request to be excluded from the class action lawsuits.

Written requests to opt-out must be sent to the following address, postmarked or by e-mail or fax no later than January 30, 2012:

**Siskinds LLP
Attn: Charles Wright
Barristers and Solicitors
680 Waterloo Street
London, ON N6A 3V8
Fax: (519) 672-6065
e-mail: charles.wright@siskinds.com**

Quebec Class Members must also send the written request to opt-out to:

Clerk of the Superior Court of Québec
300, Boulevard Jean Lesage, Room 1.24
Québec, QC G1K 8K6
Court File No. 200-06-000127-103

III. CLASS COUNSEL

The law firms of HARRISON PENZA ^{LLP} and SISKINDS ^{LLP} represent Settlement Class Members in Ontario and in all provinces other than Quebec, as well as corporations of more than 50 employees in Quebec.

Harrison Pensa ^{LLP} can be reached toll free at 1-800-263-0489 ext.775, by e-mail at jforeman@harrisonpensa.com or by mail at 450 Talbot Street, London, Ontario N6A 4K3, Attention: Jonathan Foreman. Siskinds ^{LLP} can be reached toll free at 1-800-461-6166 ext. 2455, by e-mail at charles.wright@siskinds.com or by mail at 680 Waterloo Street, London, Ontario N6A 3V8, Attention: Charles Wright.

The law firm of Siskinds Desmeules s.e.n.c.r.l. represents individuals and corporations of 50 or less employees who are Settlement Class Members in Quebec. Quebec Class Counsel can be reached at 418-694-2009, by e-mail at simon.hebert@siskindsdesmeules.com or by mail at Les promenades du Vieux-Québec, 43 rue De Buade, bureau 320, Québec City, QC G1R 4A2, Attention: Me Simon Hébert.

IV. QUESTIONS ABOUT THE SETTLEMENT

This notice contains only a summary of the Settlement Agreement and Settlement Class Members are encouraged to review the complete Settlement Agreement online at www.classaction.ca. If you have questions that are not answered online at www.classaction.ca, please contact the appropriate Class Counsel. QUESTIONS SHOULD NOT BE DIRECTED TO THE COURT.

This Notice has been authorized by the Ontario Superior Court of Justice and the Superior Court of Quebec.