

## EMAIL NOTICE

### UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

If you received telemarketing calls from Alliance Security, Inc. or a third party hired by Alliance that promoted or could have resulted in the purchase of Alarm.com goods or services, you could get a payment from a class action settlement.

Click [Here](#) For A Downloadable Claim Form  
Click [Here](#) To Access An Electronic Claim Form

**Why did I get this Notice?** You received this Notice because a proposed settlement of a class action lawsuit filed against Alarm.com has been reached in the United States District Court for the Northern District of California (*Abante Rooter and Plumbing, Inc. et al. v. Alarm.com Incorporated et al.*, Case No. 4:15-cv-06314) (the “Settlement”).

You may be in the Settlement Class because on or after December 30, 2011 you may have received from Alliance Security, Inc. or one of its subdealers, independent business operators, vendors, lead generators, or agents (collectively “Alliance”) without your permission: (a) automated telemarketing calls to your cellular telephone; (b) telemarketing calls using an artificial or pre-recorded voice to your cellular telephone or residential line; or (c) two or more telemarketing calls within any twelve-month period to a telephone number that was registered on the National Do-Not-Call Registry, where the calls promoted Alarm.com goods or services or could have resulted in the installation of a security system that could use or include any Alarm.com product or service. Records obtained through this case indicate that you may have received one or more of these calls. You are not a member of the Settlement Class if you previously received a notice of this class action and excluded yourself. You also are not a member of the Settlement Class if you provided your telephone number to Alarm.com before you received the allegedly unlawful calls from Alliance.

The Court authorized this Notice because you have a right to know about the proposed Settlement and your options before the Court decides whether to approve the Settlement. Because your rights will be affected by this Settlement, it is extremely important that you read this Notice carefully.

**What is this lawsuit about?** Plaintiffs brought this lawsuit alleging that Alarm.com’s dealer, Alliance Security, Inc., violated the Telephone Consumer Protection Act, 47 U.S.C. § 227, *et seq.* (“TCPA”) by making or retaining others to make automated telemarketing calls promoting Alarm.com’s goods or services to cellular telephones, and making calls using an artificial or pre-recorded voice to a residential line, and making calls to telephone numbers registered on the National Do-Not-Call Registry without the prior permission of the people contacted. Under the TCPA, a person is entitled to receive \$500 for calls that were placed using a pre-recorded message or automated telephone dialing system without the person’s consent. A person is entitled to receive up to \$500 per call for calls placed to telephone numbers registered on the National Do-Not-Call Registry without that person’s consent. If the person proves the calls were placed willfully, the person is entitled to triple the amount awarded, up to \$1,500. Alarm.com denies all allegations of wrongdoing in the lawsuit. The Court did not decide in favor of the Plaintiffs or Alarm.com. Instead, both sides agreed to a settlement. That way, they avoid the cost of a trial, and the people affected will get compensation.

**What are the terms of the Settlement?** Alarm.com will pay \$28,000,000 into a fund that will cover: (1) cash payments to eligible persons in the Settlement Class who submit Claim Forms; (2) attorneys’ fees to Class Counsel, in an amount not to exceed 30% of the Settlement Fund or \$8,400,000 as approved by the Court; (3) Class Counsel’s out-of-pocket expenses, currently estimated to be approximately \$525,000, as approved by

the Court; (4) court-approved Service Awards in the amount of \$10,000 each to Plaintiffs Abante Rooter and Plumbing, Inc., Hankins, and Charvat; and (5) the costs of administering the Settlement. Your share of the fund will depend on a number of factors, including the number of Claim Forms that Settlement Class Members submit. Class Counsel estimate each Settlement Class Member will receive between \$94 and \$142. Actual payments will be calculated based on the total number of telephone numbers that received qualifying phone calls.

## **YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT**

**Submit a Claim Form.** To get a cash payment, you must submit a Claim Form. You may submit a Claim Form online by going to the Settlement Website at [www.AlarmTCPAClassAction.com](http://www.AlarmTCPAClassAction.com) and following the instructions. You may also request a paper copy of the Claim Form by calling the Settlement Administrator toll-free at 1-855-256-2243 or downloading it. You must mail your paper Claim Form to: Alarm.com Settlement Administrator, P.O. Box 505034, Louisville, KY 40233-9702. Your Claim Form must be postmarked or received through the Settlement Website at [www.AlarmTCPAClassAction.com](http://www.AlarmTCPAClassAction.com) by **April 16, 2019**.

Click [Here](#) For A Downloadable Claim Form  
Click [Here](#) To Access An Electronic Claim Form

**Exclude yourself.** To exclude yourself from the settlement, you must send a letter by mail saying that you want to be excluded from the *Abante Rooter and Plumbing, Inc. et al. v. Alarm.com Incorporated et al.* settlement. You must sign the letter and include the following statement: "I request to be excluded from the Settlement in the Alarm.com action." Your request for exclusion must include your full name, address, and telephone number at which you may be contacted; the telephone number(s) which you maintain was unlawfully called; and must be personally signed by you. You must mail your exclusion request postmarked no later than **April 16, 2019** to the following address:

Alarm.com Settlement Administrator  
P.O. Box 505034  
Louisville, KY 40233-9702

If you submit a valid exclusion request, you will not get a payment, and you cannot object to the Settlement. You will not be legally bound by anything that happens in this lawsuit.

**Object.** If you remain a Settlement Class Member, you may object to the Settlement by writing to the Court by no later than **April 16, 2019**. Additional details on how to object to the Settlement are contained in the detailed Notice which is available on the Settlement Website at [www.AlarmTCPAClassAction.com](http://www.AlarmTCPAClassAction.com) Please note that the Court cannot change the terms of the Settlement. The Court can only approve or deny the Settlement.

**Go to the Fairness Hearing.** The Court will hold a hearing on **August 13, 2019 at 2:00 p.m.** to decide whether to approve the Settlement, including the amount of attorneys' fees and costs to be paid to Class Counsel and the amount of Service Awards to be paid to the Class Representatives. It is not necessary for you to appear at the hearing, but you may attend at your own expense. The hearing will be held at the U.S. District Court for the Northern District of California, located at 1301 Clay Street, Oakland, CA 94612, in Courtroom One on the Fourth Floor.

**Note:** The date and time of the Fairness Hearing are subject to change by Court Order. Any changes will be posted at the Settlement Website, [www.AlarmTCPAClassAction.com](http://www.AlarmTCPAClassAction.com). You can also monitor case activity and for changes to the dates and time of the fairness hearing by accessing the Court docket in this case through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 1301 Clay Street, Oakland, CA 94612, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

**Do Nothing.** If you do nothing, you will be legally bound by the settlement but you will not get a settlement payment.

Further information regarding the Settlement is available at [www.AlarmTCPAClassAction.com](http://www.AlarmTCPAClassAction.com). You may also contact the Settlement Administrator toll-free at 1-855-256-2243 or by writing to: Alarm.com Settlement Administrator, P.O. Box 505034, Louisville, KY 40233-9702.

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The United States District Court for the Northern District of California has ordered this email notice to be sent. If you wish to UNSUBSCRIBE from future email messages from the Settlement Administrator with regard to this Settlement, please click on this [link](#).

**Click [Here](#) For A Downloadable Claim Form**  
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