

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

**IN RE:
TAKATA AIRBAG PRODUCT
LIABILITY LITIGATION**

This Document Relates to
All Economic Loss Class Actions
Against Nissan Defendants

MDL No. 2599

Master File No. 15-2599-MD-MORENO

14-24009-CV-MORENO (Economic Loss
Track)

STIPULATION AMENDING EXHIBITS TO SETTLEMENT AGREEMENT

This Stipulation is entered into by and between Plaintiffs and Defendants, Nissan North America, Inc. and Nissan Motor Co., Ltd. (“Nissan”), in the above-captioned action (collectively the “Parties”) by and through their respective counsel of record:

WHEREAS, on August 7, 2017, the Parties entered into a Settlement Agreement, which resolves all economic loss claims against Nissan in the above-captioned action.

WHEREAS, the Settlement Agreement applies only to certain owners and lessees of Nissan and Infiniti brand vehicles listed in Exhibit 9 to the Settlement Agreement to the extent that the vehicles “contain or contained Takata PSAN inflators in their driver or passenger front airbag....”

WHEREAS, on September 19, 2017, the Court preliminarily approved the Settlement Agreement, including the list of Subject Vehicles (Exhibit 9), and the proposed Long Form Class Notice (Exhibit 6) and the proposed Registration/Claim Form (Exhibit 12) which list the models and model years of Subject Vehicles.

WHEREAS, following preliminary approval, and in the process of compiling lists of Vehicle Identification Numbers (VINs) for the purpose of preparing and sending direct mail

notice to potential class members, it was determined that four specific model years of vehicles listed in Exhibit 9 did not come equipped with Takata PSAN inflators..

WHEREAS, because the vehicles in these four specific model years do not meet the definition of the Subject Vehicles, as defined in the Settlement Agreement and expressly incorporated by the Court's preliminary approval order, the Parties wish to amend Exhibits 6, 9, and 12 to the Settlement Agreement to correct the model years listed therein and to avoid potential confusion and provide consistency with the final Long Form Class Notice and Registration/Claim Form that will be provided to the Settlement Class.

NOW THEREFORE, Plaintiffs and Nissan, subject to Court approval, agree that Exhibits 6, 9, and 12 of the Settlement Agreement will be withdrawn and replaced with the amended Exhibits 6, 9, and 12 that are attached to this Stipulation, to reflect the correct model years.

SO STIPULATED.

Dated: October 31, 2017

PODHURST ORSECK, PA

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