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June 8, 2026

VIA FEDEXHon. Todd Blanche
Acting Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20531The State Attorneys General and other "appropriate
State officials" as defined by 28 U.S.C. § 1715(a)(2)
(See attached Distribution List)**Re: Notice of Proposed Class Action Settlement Pursuant to 28 U.S.C. § 1715**
In re PVC Pipe Antitrust Litigation, No. 1:24-cv-07639 (N.D. Ill.)

Dear Sir or Madam:

I write in relation to the above-referenced action currently pending in the United States District Court for the Northern District of Illinois before the Honorable Judge LaShonda A. Hunt.

Pursuant to the Class Action Fairness Act ("CAFA"), 28 U.S.C. § 1715, please find enclosed information from Defendants Otter Tail Corporation, Northern Pipe Products, Inc., and Vinyltech Corporation (collectively, "Otter Tail") relating to the proposed settlement of a class action lawsuit between Otter Tail and Non-Converter Purchaser Plaintiffs ("NCSPs") in the above-referenced action.

On May 29, 2026, Plaintiffs filed an Uncontested Motion for Preliminary Approval of Direct Purchaser Plaintiffs' Settlement with Otter Tail ("Preliminary Approval Motion") in the above-referenced action. Preliminary approval was granted on June 3, 2026. *See* ECF No. 779.

Otter Tail denies Plaintiffs' allegations and denies any liability or wrongdoing whatsoever but has decided to settle the Plaintiffs' action in order to eliminate the burden, expense, and uncertainties of further litigation. In accordance with 28 U.S.C. § 1715(b), Otter Tail provides the enclosed documents identified below and states as follows:

1. **28 U.S.C. § 1715(b)(1) – Copy of the complaint, all materials filed with the complaint, and any amended complaints.**

Publicly available copies of Plaintiffs' Class Action Complaints, First Consolidated Class Action Complaint (Public Redacted Version), Second Consolidated Amended Class Action Complaint, (Public Redacted Version) are available online at www.CAFAnotice.com. Otter Tail notes that sealed versions of the First and Second Amended Class Action Complaints may be accessed only if you file a motion with the Court and are permitted to review those materials.

2. **28 U.S.C. § 1715(b)(2) – Notice of any scheduled judicial hearing.**

Preliminary approval was granted on June 3, 2026. *See* ECF No. 779. A telephonic hearing on the Final Approval Motion has been scheduled on September 15, 2026 at 9:00 a.m. (Central). *See id.*

3. **28 U.S.C. § 1715(b)(3) – Any proposed or final notification to class members.**

Plaintiffs have moved for approval of a notice plan and have submitted a proposed notification to class members. The notice plan is outlined in the declaration of Christie K. Reed and accompanying exhibits, ECF No. 761. Specifically, the Long Form Notice and Email Notice were attached as Exhibits 2 and 3 to the declaration, ECF Nos. 761-2 and 761-3, respectively. They are available online at www.CAFAnotice.com.

4. **28 U.S.C. § 1715(b)(4) – Any proposed or final class action settlement.**

The Settlement Agreement Between Non-Converter Seller Purchaser Plaintiffs and Otter Tail, which was attached as Exhibit A to the declaration of Brian D. Clark and Karin E. Garvey, ECF No. 759, filed in support of Plaintiffs' Preliminary Approval Motion, is available online at www.CAFAnotice.com.

5. **28 U.S.C. § 1715(b)(5) – Any settlement or other agreement between class counsel and counsel for the defendants.**

As of the date of this correspondence, no other settlement or other agreement has been contemporaneously made between the NCSP class's counsel and counsel for Otter Tail, except for a Confidential Letter Agreement referenced in the Settlement Agreement and available to the Court under seal upon request. This Confidential Letter Agreement defines the opt-out threshold at which Otter Tail is entitled to terminate the settlement.

6. **28 U.S.C. § 1715(b)(6) – Any final judgment or notice of dismissal.**

Final judgment has not yet been entered as to the proposed settlement with respect to the NCSP class.

7. 28 U.S.C. § 1715(b)(7) – Class members who reside in each State and the estimated proportionate share of the claims of such members to the entire settlement.

Otter Tail advises that it is not feasible at the present time to provide the names (or number) of class members of the NCSP class who reside in each State or the estimated proportionate share of the claims of such members to the entire settlement. That information will not be known until after notice of the settlement is given and eligible class members submit claim forms. Pursuant to the terms of the settlement agreement, monetary relief will be available to eligible class members who properly submit claims and supporting documentation. And the amount of each class member's recovery will be determined by a plan of allocation that has not yet been submitted to the Court for approval. As a result, Otter Tail is unable at this time, and absent completion of the contemplated claims processes, to provide a reasonable estimate of the number of settlement class members residing in each State or the estimated proportionate share of the claims of such members. Upon the conclusion of the claims processes, the names (or number) of the class members per State and the estimated proportionate share of their claims will be available, if requested by you, from the claims administrator.

8. 28 U.S.C. § 1715(b)(8) – Any written judicial opinion relating to the materials described in item numbers 3–6.

There are no written judicial opinions relating to the materials described in item numbers 3-6.

Otter Tail submits this notice in a good faith effort to comply with any obligations it may have pursuant to 28 U.S.C. § 1715. In accordance with 28 U.S.C. § 1715(d), the Court will not finally approve the proposed class action settlements until at least 90 days after service of this notice.

If you have any questions about this notice, the lawsuit, or the enclosed materials, or if you did not receive any of the above-listed materials, please contact the counsel listed below.

MORRISON FOERSTER

June 8, 2026

Page Four

Sincerely,



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Enclosures

June 8, 2026

Page Five

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June 8, 2026

Page Six

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June 8, 2026

Page Seven

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June 8, 2026

Page Eight

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June 8, 2026

Page Nine

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