

# Exhibit C

From:

To:

Subject: Email Notice of Proposed Class Action Settlement

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Class Member ID: <<RefNum>>

**This is a Court-authorized Notice. If you served as the “volunteer coach” for an NCAA Division I baseball program between November 29, 2018 and July 1, 2023, your rights are affected by a class action Settlement. If you would like a payment under the Settlement, you must fill out a W-9 Form at [website.com](http://www.website.com) by **DATE**.**

*Smart et al. v. National Collegiate Athletic Association*  
No. 2:22-cv-02125 (E.D. Cal.)

**Why am I receiving this email Notice?** You are receiving this Notice to inform you that the Court has preliminarily approved a proposed Settlement of the case and to give you information about your legal rights under the Settlement. You have been identified as a potential Class Member in this case and may be eligible to receive money from the Settlement. This lawsuit involves a National Collegiate Athletic Association (“NCAA”) Division I rule that previously designated a category of Division I baseball coaches as “volunteer coaches.” The rule, officially found at NCAA Bylaw 11.7.6, was in effect from 1992 until July 1, 2023. Two former Division I baseball volunteer coaches (Taylor Smart and Michael Hacker) brought this case against the NCAA alleging that the rule violated antitrust laws.

The NCAA denies all claims in the lawsuit. The Parties have agreed to settle the case at this time to avoid the uncertainty and cost of trial and any potential appeal.

**Who is a Class Member?** You are affected by the Settlement and potentially a Class Member if you are a person who served as a “volunteer coach” as defined by NCAA Division I Bylaw 11.01.6 in men’s baseball from November 29, 2018 to July 1, 2023.

**What are the benefits?** The NCAA has agreed to pay a total gross Settlement Fund of \$49,250,000 to settle the case. If you participate in the Settlement, you will receive a share of this money. An expert economist will deduct the following amounts from the Settlement Fund: (i) any Court-awarded attorneys’ fees (which will be no more than **30%** of the Settlement Fund, or \$14,775,000) and costs and expenses (estimated to be no more than **\$1.5 million**); (ii) any Court-awarded service awards for the class representatives/named Plaintiffs (which will not exceed \$15,000 total); and (iii) the fees and expenses for Settlement administration. The minimum amount to be paid (before fees and costs) per full academic year per Class Member will be **\$5,000**.

**How do I get benefits?** If you are an eligible Class Member, you will receive your share of money under the Settlement and be bound by the Settlement and its release of claims. To receive a payment, **you must go to [www.website.com](http://www.website.com) and complete a W-9 form**. Payments will be made via check and mailed to you unless you select an electronic payment option by visiting [www.website.com](http://www.website.com). You can update your address or select an electronic payment option on the Settlement website at [www.website.com](http://www.website.com). You have until **Month 00, 2025** to do so.

**TO RECEIVE ANY PAYMENT, YOU MUST SUBMIT A W-9 FORM ONLINE AT WWW.WEBSITE.COM**

**What are my other options?** If you **Do Nothing**, you will receive a payment, but you must complete a W-9 form online. You will be legally bound by the terms of the Settlement, and you will release your claims against Defendant and other Released Parties as defined in the Settlement Agreement. You may **Opt-Out** of or file an **Objection** to the Settlement and/or attorneys' fees, costs, and service awards by <<the response deadline>>. Please visit www.website.com for more information on how to receive a benefit, submit a Request for Exclusion and exclude yourself from or object to the Settlement.

**Do I have a lawyer in this case?** Yes, the Court appointed the law firm of Korein Tillery, LLC and two of its attorneys—Garrett Broshuis and Steven Berezney—to represent you and other Class Members. You will not be charged directly for these lawyers; instead, they will receive compensation from the Settlement Fund (subject to Court approval). If you want to be represented by your own lawyer, you may hire one at your own expense.

**The Court's Final Fairness Hearing.** The Court is scheduled to hold a Final Fairness Hearing on **DATE** at **TIME PT**, to consider whether to approve the Settlement, the attorneys' fees and expenses, up to **30% of the Settlement Fund (\$14,775,000)**, plus reimbursement of costs and expenses of approximately **\$1.5 million**, and service award payments of \$7,500 to each named Plaintiff. You may appear at the hearing, either yourself or through an attorney hired by you, but you don't have to attend.

This email Notice is only a summary. For more information or to change your address, visit www.website.com or call toll-free **(XXX) XXX-XXXX**

**PLEASE DO NOT CONTACT THE COURT OR CLERK OF THE COURT FOR  
INFORMATION ABOUT THE CLASS ACTION SETTLEMENT**

Please monitor https://www.website.com/ for updates or call **(XXX) XXX-XXXX**.

This email was sent to you because you are a Class Member. | [Unsubscribe](#)

Please do not reply to this email, it is sent from an unmonitored mailbox.