

**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**

*Bradley v. Brookhaven Borough, Case No. 2:25-cv-0155 (E.D. Pa.)*

**If Brookhaven Borough towed your vehicle between January 1, 2023 and June 30, 2024, a class action settlement may affect your rights.**

*A federal court authorized this Notice. This is not a solicitation from a lawyer.*

- A settlement has been proposed in a class action lawsuit against Brookhaven Borough (“Brookhaven” or “Defendant”) alleging that Brookhaven failed to provide notice and a hearing in connection with towed vehicles.
- If your vehicle was towed by Brookhaven between January 1, 2023 and June 30, 2024, you are included in this Settlement as a “Settlement Class Member.”
- The Settlement provides for a Cash Settlement Fund in the amount of \$1,250,000.00 to pay all Cash Benefits, Settlement Administration Costs, Class Representative Service Payments, and Plaintiff’s Counsel’s Fees and Expenses. Certain unpaid tickets will be voided as well.
- Your legal rights are affected regardless of whether you do or do not act. Read this notice carefully. For complete details, visit WEBSITE or call toll-free 1-XXX-XXX-XXXX.

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

<b>SELECT YOUR PREFERRED METHOD OF PAYMENT BY: DEADLINE</b>	If you do <u>not</u> exclude yourself from the Settlement, you will receive a Cash Benefit payment in the form of a check. If you would prefer to receive your payment via one of the digital options available (PayPal, Venmo, ACH transfer, Zelle or Virtual Mastercard), you must provide your digital payment selection and payment information.
<b>EXCLUDE YOURSELF FROM THE SETTLEMENT BY: DEADLINE</b>	If you exclude yourself from this Settlement, you will not receive a payment, but you will not release your claims against Brookhaven. This is the only option that allows you to be part of any other lawsuit against Brookhaven for the legal claims resolved by this Settlement. If you exclude yourself from the Settlement, you may not object to the Settlement.
<b>OBJECT TO THE SETTLEMENT BY: DEADLINE</b>	To object to the settlement, you can write to the Court with reasons why you do not agree with the Settlement. You may ask the Court for permission for you or your attorney to speak about your objection at the Fairness Hearing at your own expense.
<b>DO NOTHING</b>	If you do nothing, you will not receive a payment from the Settlements. You will also give up certain legal rights.

Questions? Visit **WEBSITE** or call toll-free 1-**XXX-XXX-XXXX**

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### BASIC INFORMATION

#### 1. Why is this Notice being provided?

The Court directed that this Notice be provided because you have a right to know about a proposed settlement that has been reached in this class action lawsuit and about all your options before the Court decides whether to grant final approval of the Settlement. If the Court approves the Settlement, and after objections or appeals (if any) are resolved, the Settlement Administrator appointed by the Court will distribute Cash Benefit payments to Settlement Class Members who do not exclude themselves from the Settlement. This Notice explains the lawsuit, the Settlement, your legal rights, what payments are available, who is eligible for them, and how to get them.

The Court overseeing this case is the United States District Court for the Eastern District of Pennsylvania. The case is known as *Bradley v. Brookhaven Borough*, Case No. 25-cv-0155 (E.D. Pa.). Armand Bradley, the individual who brought this Action, is called the Plaintiff or Class Representative, and the entity sued, Brookhaven Borough or Brookhaven, is called the Defendant.

#### 2. What is this lawsuit about?

The lawsuit alleges that Brookhaven failed to provide notice and a hearing in violation of due process and other constitutional rights in connection with towing vehicles.

For more information and to review the complaint filed in this Action, visit [WEBSITE](#).

#### 3. What is a class action Settlement?

In a class action, one or more people called Plaintiff or Plaintiffs sue on behalf of people who have similar claims. Together, these people are called a Settlement Class or Settlement Class Members. One Court and one judge resolve the issues for all Class members, except for those who exclude themselves from the Settlement Class.

#### 4. Why is there a Settlement?

The Court did not decide in favor of the Plaintiff or Brookhaven. Instead, the Plaintiff negotiated a settlement with Brookhaven that allows the Plaintiff, the proposed Settlement Class, and Brookhaven to avoid the risks and costs of lengthy and uncertain litigation and the uncertainty of a trial and appeals. The

Settlement provides benefits and allows Settlement Class Members to obtain Cash Benefits without further delay. The Plaintiff and Class Counsel think the Settlement is in the best interest of all Settlement Class Members. The Settlement does not mean that Brookhaven did anything wrong.

## **WHO IS INCLUDED IN THE SETTLEMENT?**

### **5. How do I know if I am part of the Settlement?**

The Settlement Class includes all persons whose vehicles were towed by Brookhaven between January 1, 2023 and June 30, 2024.

Settlement Class Members were also sent notice of this class action Settlement via mail. If you have received notice of this Settlement, you are eligible to receive a Cash Benefit payment. If you are still not sure whether you are included, you can contact the Settlement Administrator by calling toll-free at 1-XXX-XXX-XXXX or by visiting the Settlement Website at WEBSITE.

### **6. Are there exceptions to being included in the Settlement?**

Yes. The Settlement Class specifically excludes: (a) any Settlement Class Members who file a timely request for exclusion; and (b) any officers, directors, or employees, or immediate family members of the officers, directors, board members, officials, legal counsel, or employees of Brookhaven or any entity in which Brookhaven has a controlling interest.

## **THE SETTLEMENT BENEFITS—WHAT YOU GET IF YOU QUALIFY**

### **7. What does the Settlement provide?**

The Settlement provides for a Cash Settlement Fund in the amount of \$1,250,000.00 be used to pay all Cash Benefits, Settlement Administration Costs, Class Representative Service Payments, and Plaintiff's Counsel's Fees and Expenses.

The Net Settlement Fund will consist of the remainder of the Cash Settlement Fund after payment of all Settlement Administrator Costs, the Class Representative Service Payment, and Plaintiff's Counsel's Fees and Expenses.

The Net Settlement Fund will be allocated to each Authorized Claimant whose vehicle was never retrieved after a towing based on estimated market value. Then, remaining funds will be allocated to all Authorized Claimants pro rata as an Inconvenience Fee.

### **8. Are there other benefits under the Settlement?**

Yes. In addition to the Cash Settlement Fund, no later than 30 calendar days after the Settlement Date, Brookhaven will implement business practice changes reasonably necessary to ensure that notices and hearings are timely provided consistent with local, state, and federal law.

To view the full Settlement Agreement, please visit WEBSITE.

## **HOW TO GET CASH BENEFITS—SELECTING A PAYMENT METHOD**

### **9. How do I receive a Cash Benefit from the Settlement?**

Settlement Class Members who do not exclude themselves from the Settlement will be issued a Cash Benefit payment after the Settlement is approved by the Court and any appeals are resolved. You do not need to take any further action to receive a Cash Benefit, unless you believe you are eligible for an

Unretrieved Vehicle Payment or you wish to challenge your Unretrieved Vehicle Value. Settlement Class Members who do nothing will be issued a check to their address on file. If you would like to update your mailing address or elect to receive your Cash Benefit payment via one of the digital payment options available—PayPal, Venmo, ACH transfer, Zelle, or Virtual Mastercard— please visit WEBSITE. The deadline to update your address or select a digital payment method is DEADLINE.

#### **10. When will I get my payment?**

The Court will hold a Fairness Hearing at \_\_:00 .m. on Month Day, 2026 to decide whether to approve the Settlement. Even if the Court approves the Settlement, there may be appeals, and resolving them may take additional time. Please be patient. If you have further questions regarding payment timing, you may contact the Settlement Administrator by emailing EMAIL ADDRESS.

### **REMAINING IN THE SETTLEMENT**

#### **11. Do I need to do anything to remain in the Settlement?**

You do not have to do anything to remain in the Settlement, but if you want to receive your Cash Benefit payment via one of the digital payment options available, you must select your digital payment option and provide your payment information no later than **Month Day, 2026**.

If you do nothing, you will be issued a Cash Benefit payment in the form of a check mailed to the address on file for you.

#### **12. What am I giving up as part of the Settlement?**

If the Settlement becomes final, you will give up your right to sue Brookhaven for the claims being resolved by this Settlement. The specific claims you are giving up against Brookhaven and the claims you are releasing are described in the Settlement Agreement, available at WEBSITE.

If you have any questions about what claims you are giving up and which parties you are releasing, you can talk to the law firms listed in Question 16 for free or you can, of course, talk to your own lawyer at your own expense.

### **EXCLUDING YOURSELF FROM THE SETTLEMENT**

If you do not want to receive a Cash Benefit payment from this Settlement, and you want to keep the right to sue Brookhaven about legal issues resolved by this Settlement, then you must take steps to get out of the Settlement Class. This is called excluding yourself from – or is sometimes referred to as “opting out” of – the Settlement Class.

#### **13. If I exclude myself, can I still get a Cash Benefit payment from the Settlement?**

No. If you exclude yourself from the Settlement, you will not be issued a Cash Benefit payment from the Settlement, but you will not be bound by any judgment in this Action.

#### **14. If I do not exclude myself, can I sue the Defendant for the same thing later?**

No. Unless you exclude yourself from the Settlement, you give up any right to sue Brookhaven for the claims that this Settlement resolves. You must exclude yourself from the Settlement Class to start your own lawsuit or to be part of any different lawsuit relating to the claims in this case.

#### **15. How do I get out of the Settlement?**

To exclude yourself from the Settlement, you must submit a Notice of Opt-Out electronically or by U.S. Mail. Your Notice of Opt-Out must include a statement that you want to be excluded from the Settlement

in *Bradley v. Brookhaven Borough*, Case No. 2:25-cv-0155 (E.D. Pa.). Your Opt-Out must also include your full name, current address, telephone number, email address, and signature. You must mail your exclusion request postmarked no later than **Month \_\_, 2026** to:

By Mail: Brookhaven Towing Settlement  
**Attn: Exclusions**  
ADDRESS

Electronically: Visit WEBSITE

Settlement Class Members will only be able to submit an opt-out request on their own behalf; mass or class opt-outs are not permitted.

## THE LAWYERS REPRESENTING YOU

### 16. Do I have a lawyer in this case?

Yes. The Court appointed the following attorneys as “Class Counsel” to represent the Settlement Class:

Class Counsel
Ruben Honik David Stanoch <b>Honik LLC</b> 1515 Market Street, Suite 1100 Philadelphia, PA 19102

You will not be charged for contacting Class Counsel. If you want to be represented by your own lawyer, you may hire one at your own expense.

### 17. How will Class Counsel be paid?

Class Counsel will ask the Court to award Fees in the amount of one-third of the Cash Settlement Fund (\$416,666.67) plus reasonable Expenses. Class Counsel will also seek a Class Representative Payment in the amount of \$5,000.00 for the Plaintiff and Class Representative, Armand Bradley.

The Court may award less than these amounts. Please visit WEBSITE for updates.

## OBJECTING TO THE SETTLEMENT

### 18. How do I tell the Court that I do not like the Settlement?

If you are a Settlement Class Member, you can object to the Settlement if you do not like or agree with the Settlement or some part of it. You can give reasons to the Court why you think the Court should not approve the Settlement. The Court will consider your views before deciding.

**Objections must:** (a) state the case name and number: *Bradley v. Brookhaven Borough*, Case No. 2:25-cv-0155 (E.D. Pa.); (b) state the full name, address, email address, and telephone number of the Settlement Class Member making the objection; (c) contains a statement that he/she objects to the Settlement Agreement and the reasons for the objections; and (d) is signed by the Settlement Class Member making the objection or an authorized representative.

If you wish to appear and speak at the Fairness Hearing, you must indicate so in your objection.

## Objections must be mailed to the Settlement Administrator at:

Brookhaven Towing Settlement  
Attn: Objections  
ADDRESS

For an objection to be considered by the Court, **the objection must be mailed so it is postmarked no later than DEADLINE.**

### 19. What is the difference between objecting to and excluding myself from the Settlement?

Objecting is telling the Court that you do not like something about the Settlement. Excluding yourself is telling the Court that you do not want to be part of the Settlement Class. If you exclude yourself from the Settlement, you have no basis to object and you will not receive a Cash Benefit payment because the Settlement no longer affects you.

## THE COURT'S FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the Settlement. You may attend and you may ask to speak, but you do not have to. You cannot speak at the hearing if you exclude yourself from the Settlement.

### 20. When and where will the Court decide whether to approve the Settlement?

The Court will hold a Final Approval Hearing at Time on Month Day Year, in Courtroom \_\_\_ located at Court Address. At the hearing, the Court will consider whether the proposed Settlement is fair, reasonable, and adequate. The Court may also consider Class Counsel's request for an award of Attorneys' Fees and in the amount up to \$416,666.67, plus Expenses, as well as a Class Representative Payment in the amount of \$5,000.00. The Court will take into consideration any timely sent written objections and may also listen to anyone who has requested to speak at the hearing (*see* Question 22).

### 21. Do I have to come to the Final Approval Hearing?

No. Class Counsel will answer any questions the Court may have. However, you are welcome to attend the Final Fairness Hearing at your own expense. If you file an objection, you do not have to come to Court to talk about it. You may also hire your own lawyer to attend, at your own expense, but you are not required to do so.

### 22. May I speak at the Final Fairness Hearing?

Yes, you may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must follow the instructions provided in Question 18 above. You cannot speak at the hearing if you exclude yourself from the Settlement.

## IF YOU DO NOTHING

### 23. What happens if I do nothing?

If you do nothing and the Court approves the Settlement, you will still be issued a Cash Benefit payment in the form of a check mailed to the address on file for you. You will also be bound by the Settlement Agreement. This means you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against Brookhaven about the issues involved in this lawsuit, resolved by this Settlement, and released by the Settlement Agreement.

## GETTING MORE INFORMATION

### 24. Are more details about the Settlement available?

Yes. This Notice summarizes the proposed Settlement. More details are in the Settlement Agreement, which is available at WEBSITE, or by writing to Settlement Administrator via mail or email:

Brookhaven Towing Settlement  
c/o Settlement Administrator  
ADDRESS  
EMAIL ADDRESS

## 25. How do I get more information?

For more information, please visit WEBSITE or call toll-free 1-XXX-XXX-XXXX. You can also contact the Settlement Administrator by mail or email.

*Please do not call the Court or the Clerk of the Court for additional information.*