

## **NOTICE OF PENDING LAWSUIT AGAINST WEATHERTECH ABOUT OVERTIME**

**TO:** Persons who: (a) at any time since May 12, 2014 have been employed by MacNeil Automotive Products, Limited (“Weathertech”) on an hourly basis, (b) earned Incentive Pay, and (c) worked in excess of 40 hours during an individual work week in which a person earned Incentive Pay during said period.

**1. What is this Notice about?** This Notice is about a lawsuit that you may choose to join. A Federal Court has authorized this Notice. The lawsuit is about whether Weathertech properly compensated employees who worked overtime and earned a perfect attendance bonus, lead premium, or a customer service representative commission (“Incentive Pay”). Specifically, it is about whether Weathertech properly calculated overtime by not including those payments in determining the overtime rate of pay. The Court has not decided the merits of the case.

**2. How do I get money from the lawsuit if there is a recovery?** Fill out the form on the back of this page and send it to the lawyers representing Weathertech’s workers, The Fish Law Firm, P.C. who are located in Naperville, Illinois. You can mail it to them in the postage paid envelope included here. You can also scan or take a picture of the completed form and email it to: [admin@fishlawfirm.com](mailto:admin@fishlawfirm.com) or fax it to: 630-778-0400.

If you join this lawsuit, you will be bound by its outcome. This means that if the employees win the lawsuit or obtain a settlement, you may receive a payment. If the employees lose the lawsuit or if there is no settlement, you will not receive any money.

If you choose to join the lawsuit, you must mail, email, or fax the Notice of Consent form by [insert 60 days from mailing], 2017.

**3. Can Weathertech retaliate against me for joining this lawsuit?**

Federal law prohibits WeatherTech from firing you or taking other adverse action against you in the event you choose to join the lawsuit.

**4. Who will be my lawyers if I join the lawsuit, and how will the lawyers be paid?**

If you join the lawsuit, you will be represented by The Fish Law Firm, P.C. The decisions and agreements made and entered into by the representative Plaintiff will be binding on you if you join this lawsuit. The lawyers representing the employees will only be paid if they win the lawsuit or obtain a settlement. If either happens, the lawyers may receive their fees and costs from Weathertech and/or may receive part of any money awarded by the Court or obtained through a settlement. If the employees lose the lawsuit, you will not have to pay your lawyers. You may also retain your own counsel and join this lawsuit with your own counsel. If you choose to join the lawsuit, you may be required to answer questions about your employment as part of the case and Weathertech may ask you to sit for what is called a deposition, whereby questions about your employment will be asked before a court reporter.

**5. How do I get more information about the lawsuit?**

If you have questions about this Notice or the lawsuit, please call The Fish Law Firm at 630-355-7590. You can also review the pleadings from the lawsuit on line at: [www.fishlawfirm.com/\\_\\_\\_\\_\\_](http://www.fishlawfirm.com/)

*MacNeil Automotive Products, Limited  
d/b/a Weathertech*

**NOTICE OF CONSENT**

I was employed by MacNeil Automotive Products, Limited d/b/a Weathertech. By my signature below, I consent to join this lawsuit and I designate Martin Kusinski and his attorneys as my agents to make decisions on my behalf about the lawsuit, including how to prosecute the lawsuit, settlement (if any), attorneys' fees, (if any) and costs (if any), and all other decisions relating to this lawsuit. I agree to be bound by the outcome of this lawsuit, regardless of the outcome.

Name: \_\_\_\_\_ (Print Your Name)

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**RETURN THIS FORM BY MAIL, EMAIL OR FAX TO:**

**Overtime Lawsuit Against Weathertech  
c/o The Fish Law Firm, P.C.  
200 E. 5<sup>th</sup> Ave., Suite 123  
Naperville, IL 60563  
Telephone: 630-355-7590  
Fax: 630-778-0400  
[admin@fishlawfirm.com](mailto:admin@fishlawfirm.com)**

**\*\*\*\*Note: This Lower Portion Will Not Be Filed with the Court \*\*\*\***

Name: \_\_\_\_\_ (Print Name)

Telephone Number: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Email: \_\_\_\_\_