



**CLASS
ACTION**
Capital

**Class Action Settlement Claim Monitoring, Filing &
Monetization**



Presentation Overview

- About Class Action Capital
- Blue Cross Blue Shield Providers MDL
- Payment Card Interchange Fee Settlement



About Class Action Capital

Class Action Capital (“CAC”) provides class action settlement claim management services to corporations in the U.S. and Canada, specializing in the early identification of class action settlement opportunities as well as monitoring, filing, and monetizing commercial class action claims.

CAC’s management comes directly from the class action litigation and class action administration industries, providing CAC with valuable domain expertise to best position and process its client’s claims.

CAC is currently set up to handle tens of thousands of claims at any given time, including ingesting and analyzing millions of rows of data as well as researching the everchanging legal landscape and regularly corresponding with both clients and class counsel or the claims administrator on the client’s behalf. Historically, claim administrators distribute settlement funds to eligible claimants within 12-24 months after a claim deadline has passed.

With over 7,000 corporate clients and more than \$1 Billion in originated recoveries, CAC’s value proposition and expertise has been utilized by companies of all sizes and across a diverse set of industries.



300+

Health System &
Hospital Organizations



1,300+

Facility Locations



245,000+

Hospital Beds



\$1T+

In Annual Client Gross
Patient Revenues



12

State Hospital
Association Partnerships



Blue Cross Blue Shield Providers MDL

- Litigation and Settlement Overview
- Determining Eligibility
- Related Cases & Benefits of Starting Early
- Next Steps



Related Cases:

- Blue Cross Blue Shield Subscribers - \$2.67 Billion Settlement
- BCBS Louisiana - \$115 Million Settlement

Benefits of Starting Early

- Exploring your options early allows you to decide how to proceed and retain more control over your claim asset.
- Waiting puts your company at risk for allowing class counsel to dictate how your claim asset is handled.
- Run the risk of missing important deadlines and being bound by the settlement terms where you cannot take further action.



Payment Card Interchange Fee & Merchant Discount Antitrust Litigation

- Litigation Eligibility
- Overview
- Settlement Timeline

Settlement Timeline

December 13, 2019

The District Court granted final approval to the amended \$5.54 billion Payment Card settlement.

Numerous appeals were subsequently filed that objected to the settlement on a variety of grounds, including which entity is owed the settlement funds in certain franchisor-franchisee relationships.

July 12, 2022

The Second Circuit remanded appeals pertaining to this issue back to the District Court to determine whether in the event that the final judgment was overturned on this basis, there is no just reason for the delay in the appeal of all other issues.

July 18, 2022

The District Court found that because determining the franchisor-franchisee dispute won't impact how much other class members are paid, it wouldn't be fair to delay relief to the rest of the class on the basis of this issue.

March 15, 2023

The Court of Appeals for the Second Circuit affirmed all aspects of the District Court's final approval order save one; the Appellate Court directed the district court to reduce service awards to class representatives to the extent that its size was increased by time spent in lobbying efforts that would not increase the recovery of damages. At this time, it is unknown if any party will pursue further appeals. Additional details will be provided as they become available.



Next Steps & Our Process



Discuss & Finalize Partnership

While your company does not need to work with a third-party service in order to file claims, our specialization is to handle the entire claims process on your behalf.

Data Transfer

The key reason to work with CAC is to ensure that this claim asset is properly realized and recovers the maximum potential value. In order to do this, CAC requests a one time data-transfer of any available data as far back as 2008 but will accept as much as your data retention policy provides. Once that data transfer is complete your work in the matter is finished and we then take over.



CAC Evaluates Client Data

CAC will review the submitted year-end data summaries and estimate what the claim asset could be worth so we can discuss the best route for monetizing it. The options will be: staying in the class, partial or full liquidation, or taking a direct action.

Analysis of Potential Claim Amounts

After reviewing the data, we will estimate what the claim asset could be worth and outline what we believe the best route for monetization.





**CLASS
ACTION**
Capital

Joshua Kerstein: Director of Business Development

Phone: (914)200-0066

Email: josh@classactioncapital.com