

Claimant Update

3 November 2020

Dear Claimant,

Thank you for joining the Diesel Emissions Justice Foundation. As the Managing Director of the Foundation, I want to take this opportunity to update you on some of the progress we have made.

As you know, we are pursuing justice for all European drivers through the Amsterdam Court. We believe this is the best opportunity to facilitate a pan-European resolution to the emissions scandal.

Volkswagen AG

We first began accepting participants for the Volkswagen case in the Netherlands in September 2019. In November 2019, we expanded our Action by accepting participants from Belgium followed by France in January. Later on, we started accepting claimants from all across Europe. As of today, we are representing tens of thousands of participants with over 100,000 cars.

On behalf of those of you who are VW, Audi, Seat, Skoda and/or Porsche claimants, we filed our writ of summons against the Defendants, under the brand new WAMCA legislation, in The Netherlands in March.

It is our strong belief we will be able to certify a European-wide class of aggrieved consumers before Dutch Court, and by doing so be representing all affected European (current and former) VW-car owners. For those of you based

in France and Belgium, who had completed their claims with us prior to early September 2020, we have additionally protected your legal rights by filing writs of summons in the France and Belgium courts.

New cases against Daimler AG (Mercedes) and Fiat Chrysler NV

Unfortunately, it has become clear that Dieselgate is not limited to just one car manufacturer. In the past months, we have been researching further facts that have come to light, studied legal developments and conducted our own technical experiments with regard to instalment of defeat devices in cars constructed by other vehicle manufacturers.

The outcome of our findings has resulted in the filing of two new cases before Dutch Court. In addition to the case against Volkswagen AG, this Summer we also launched WAMCA proceedings against **Daimler AG cs (Mercedes)** and **Fiat Chrysler NV cs**.

It is our mission to provide access to justice for injured consumers as a result of Dieselgate, and we will continue to pursue all those accountable for the emissions scandal which has inflicted huge damage on consumers, environment, public health and society at large.

Today

We are working with lawyers and specialists across Europe and the United States to ensure we are building the strongest case possible. We are also engaging with other consumer organizations across Europe to strengthen our position and join forces in order to achieve the fair and reasonable compensation you deserve.

Covid-19

There is no doubt the coronavirus pandemic has had far reaching impact – both personally and professionally. While litigation takes years by definition, Covid-19 has not helped, in fact, it has caused some delay in our proceedings with the Courts. We will nevertheless strive to litigate as soon as possible under current challenging circumstances.

What's Next

For the Volkswagen case, we have a first hearing date scheduled for January in Amsterdam in which certain case management topics will be handled. You can expect another email update from us in January, or sooner as the situation

warrants.

For the case against Daimler (Mercedes) and Fiat Chrysler, we are still waiting for dates to be fixed by the Dutch Court.

If you have any questions about our progress or your claim specifically, please feel free to contact us at info@emissionsjustice.com.

Kind regards,

A handwritten signature in black ink, appearing to read 'F. Hendriks', with a horizontal line underneath.

Femke Hendriks
Managing Director
Diesel Emissions Justice Foundation



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