

LEGAL NOTICE

If you were terminated by the Guam Shipyard, a class action lawsuit may affect your rights.

You may be affected by a class action lawsuit about whether Guam Industrial Services, Inc., also known as the Guam Shipyard, violated federal law when it terminated employees in October 15, 2013. The lawsuit is known as *Carlberg, et al., v. Guam Industrial Services dba Guam Shipyard, Mathew Pothan*, Civil Action No. 14-00002. Chief Judge Frances Tydingco Gatewood of the United States District Court of Guam is overseeing this class action. The Court decided this lawsuit should be a class action on behalf of a "Class," or group of people, that could include you. The attorneys representing the Class are currently working to compile a list of those who are members of the class, so that detailed notice of the rights of the class can be sent to class members. **There is no money available now and no guarantee that there will be.**

Are You Affected?

Judge Gatewood decided that all persons who were terminated without the notice required under the WARN act by the Guam Shipyard on or about October 15, 2013, and who were "affected employees" and subjected to an "employment loss" as defined in the WARN act are members of the Class.

What is this case about?

This lawsuit is about whether the Guam Shipyard violated the provisions of the Worker Adjustment and Retraining Notification Act ("WARN Act" or "Act"), 29 U.S.C. §§ 2101-2109, by failing to provide sufficient notice to its workers that a mass layoff would occur at the Guam Shipyard. More information about the WARN act can be found at the website of the U.S. Department of Labor website page about the WARN act, www.doleta.gov/layoff/warn.cfm.

Who Represents You?

The Court decided that the attorneys Joseph C. Razzano and Joshua D. Walsh of the Law firm Civile & Tang, PLLC, are qualified to represent you and all Class Members. The lawyers are called "Class Counsel." They are experienced in handling similar class action cases against other defendants. Class members Russ Carlberg, Roel Dacasin, Reynaldo Galvez, Delmario Cortez, and Gary Chang are class members like you, and the court has accepted them as the "class representatives."

What should you do now?

The Court wants to make sure that everyone who is a part of the Class understands their rights under the lawsuit, so you are encouraged to contact the attorneys representing the Class so that they can take your name, or the name of someone that you think might be in the Class, and provide more information. Contact points for More information are provided below.

You don't have to do anything now if you want to keep the possibility of getting money or benefits from this lawsuit. By doing nothing you are staying in the Class. If you stay in and the Plaintiffs obtain money or benefits, either as a result of the trial or a settlement, you will be notified about how to apply for a share (or how to ask to be excluded from any settlement). If the Plaintiffs lose the lawsuit, you will obtain nothing.

You can choose to exclude yourself from the Class. If you exclude yourself from the Class—sometimes called "opting-out" of the Class—you will not get any money or benefits from this lawsuit even if the Plaintiffs obtain them as a result of the trial or from any settlement between the Guam Shipyard and the Plaintiffs. However, you may then be able to bring your own lawsuit against the Guam Shipyard for the violation of the WARN act at any time.

How can I get more information?

Visit the District Court of Guam's website WWW.GUD.USCOURTS.GOV, or WWW.FACEBOOK.COM/GUAMSHIPYARDCLASSACTION, where you will find the Court's Order Certifying the Class, the Complaint that the Plaintiffs submitted, the Defendant's Answer to the Complaint, as well as an Exclusion Request form. You may also speak to one of the lawyers by calling 671-472-8868, or by writing to: Guam Shipyard Class Action, c/o the Law offices of Civile & Tang, PLLC, 330 Hernan Cortez Ave, Suite 200, Hagatna Guam, 96932.