

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

NATIONAL ATM COUNCIL, INC., *et al.*,

Plaintiffs,

v.

VISA INC., *et al.*,

Defendants.

Civil Action No. 1:11-Cv-1803-RJL-MAU

**ORDER DIRECTING CLASS NOTICE AND
APPOINTING CLASS ADMINISTRATOR FOR THE ATM OPERATOR CLASS**

This matter comes before the Court on the Amended Unopposed Motion of the ATM Operator Class for an Order Directing Class Notice and Appointing Class Administrator (the “Motion”). The Court, having considered the Motion, hereby **GRANTS** the Motion. It hereby **ORDERED** that:

1. Class Co-Counsel for the ATM Operator Class are authorized to retain A.B. Data, Ltd. as the Class Administrator in connection with providing class notice pursuant to Federal Rule of Civil Procedure 23(c)(2)(B).

2. The proposed forms and methods of providing notice to the Settlement Class outlined in the Motion and the accompanying declaration of Eric J. Miller (“Miller Declaration”) (hereinafter, the “Notice Plan”) satisfy the requirements of Rule 23(c)(2)(B) and due process, constitute the best notice practicable under the circumstances, and are otherwise fair and reasonable. The Notice Plan is hereby approved.

3. Within thirty (30) days of this Order, notice substantially in the form of the Short-Form Notice attached as Exhibit C to the Miller Declaration shall be sent to via U.S. mail and email to the potential members of the ATM Operator Class for whom a mailing address or email address is available.

4. Within thirty (30) days of this Order, notice substantially in the form of the proposed Long-Form Notice attached as Exhibit D to the Miller Declaration shall be posted on a case-specific website, and a case-specific toll-free telephone number shall also be established.

5. The Notice Date included on the Short-Form and Long-Form Notices shall be the date on which the Class Administrator substantially begins mailing the Short Form Notices.

6. The proposed notice via digital banner ads and a press release shall be completed within thirty (30) days of the Notice Date.

7. Once the Notice Plan is completed, Class Co-Counsel shall file a declaration from the Claims Administrator that notice has been distributed in accordance with the Notice Plan.

8. Requests to be excluded from the ATM Operator Class must be in writing and postmarked within sixty (60) days of the Notice Date. To be valid, opt-out requests must be signed and include the Class Member's name and, if different, the name under which the Class Member operates ATMs, the Class Member's business location, the month and year that the Class Member began operating ATMs and, if applicable, the month and year it ceased such operations, and (subject to the conditions set forth in the approved Long Form Notice, including reasonable availability), the following information for each terminal for which the Class Member requests exclusion: business name, location name (*e.g.*, Express Shop, Country Market), street address, city, state, zip code, terminal ID, merchant ID number or card acceptor ID, the name of the Processor or Commercial Bank that processes the terminal's transactions, and dates of operation.

Class Co-Counsel or the Claims Administrator shall monitor and record all opt-out requests that are received and shall provide counsel for defendants with a full report on Class Members requesting exclusion within 15 days after the deadline for such requests and shall include copies of all exclusion requests received.

SO ORDERED this ⁿ 6 day of Oct 2025.



RICHARD J. LEON
UNITED STATES DISTRICT JUDGE