

LEGAL NOTICE

If you sold a home using a real estate agent from April 29, 2014 to June 30, 2022 and paid a commission to the buyer's agent, then a class action may affect your rights.

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI

Burnett et al. v. National Association of Realtors®, et al., No. 19-322

Trial in this matter is scheduled to commence on October 16, 2023. In advance of trial, the Plaintiffs have moved to dismiss their claims arising under Missouri state law, including their claims pursuant to the Missouri Merchandising Practices Act (MMPA) (Count II) and the Missouri Antitrust Law Mo. Rev. Stat. § 416.031 (Count III). The Court will conduct a hearing on this motion on October 13, 2023, at 8:30 AM. If the motion is granted, the Plaintiffs will not pursue claims pursuant to Missouri state law at trial. Plaintiffs will pursue their claims involving the Sherman Antitrust Act (Count I) at trial.

The Sherman Antitrust class and Missouri Antitrust Law class period runs from April 29, 2015, to June 30, 2022. The MMPA class period runs from April 29, 2014, to June 30, 2022.

Under the proposal, all claims under the Missouri Antitrust Law will be dismissed with prejudice for all class members. This means that no class member will be able to refile those claims in the future.

The proposal further provides that dismissal of all MMPA claims will be with prejudice as to class members who have a Sherman Act claim. This means that if your home sale took place from April 29, 2015, through June 30, 2022, you will not be able to refile an MMPA claim in the future relating to that home sale.

For class members whose home sale took place between April 29, 2014, and April 28, 2015, the dismissal of the MMPA claims will be without prejudice. If this includes you, this means that you will be able to refile an MMPA claim relating to that home sale in the future, subject to the relevant statute of limitations. Under the proposal, the statute of limitations for the MMPA claims dismissed without prejudice will be tolled from April 29, 2019, until 60 days after the date of the Court's final order dismissing those claims without prejudice. Because class members in this group have no claim under the federal Sherman Antitrust Act, their involvement in this litigation will be terminated.

Notice was previously provided notifying individuals that they may be part of this class. The parties anticipate further notice being issued after the trial of this case to update class members as to important updates, including any settlements and/or judgments.

If you object to the Plaintiffs' motion to dismiss state law claims, then you may attend the Court's hearing on October 13, 2023, at 8:30AM to make an objection. The hearing will take place before Judge Stephen R. Bough of the U.S. District Court for the Western District of Missouri, Charles Evans Whittaker U.S. Courthouse, 400 E. 9th Street, Kansas City, MO 64106, Courtroom 7B.

Questions? Visit www.mlscommissionlawsuit.com to read the full notice or call the Notice Administrator at 1-888-846-0119. A copy of the Plaintiffs' motion to dismiss as well as other case materials will be posted on the website.