

If you purchased certain models of notebook computers containing an NVIDIA graphics processing unit or media and communications processor, you could be entitled to benefits under a class action settlement.

*The United States District Court for the Northern District of California, San Jose Division, authorized this Notice.
This is not a solicitation from a lawyer.*

- The settlement relates to the purchase of Dell, Hewlett-Packard (“HP”), and Apple notebook computers containing [NVIDIA](#) chips. It will provide for (1) replacement of the NVIDIA graphics processing unit or media and communications processor, which are referred to in this Notice as the “chips,” if you purchased a version of certain models of notebook computers manufactured by Dell, Inc., or Apple Inc. containing one of the NVIDIA chips, and your notebook computer is experiencing certain identified symptoms; or (2) a payment from a \$2,000,000 settlement fund established for the purpose of providing reimbursements to persons who purchased a specified model of notebook computer, experienced certain identified symptoms, and paid to have the notebook computer repaired, although the amount of reimbursement may depend on the number of reimbursement claims received; or (3) a replacement notebook computer similar in kind and value, if you purchased a version of certain models of notebook computer manufactured by HP containing one of the NVIDIA chips and your notebook computer is experiencing certain identified symptoms, and if you return your eligible malfunctioning HP notebook computer once your claim is approved.
- NVIDIA is providing these benefits to members of the class, and is funding the settlement. Dell, HP and Apple are not parties to this lawsuit. This settlement does not affect any existing notebook computer warranty that you may have. To the extent applicable, such warranties will continue to apply according to their terms.
- To qualify for a replacement chip in your Dell or Apple notebook computer, you must be a United States resident who purchased in the United States one of the Dell or Apple notebook computer models listed in Section 7 hereto, your notebook computer must be experiencing one of the symptoms identified on Exhibit 1 hereto, and you must submit a Claim Form and the identified supporting documentation within the applicable deadlines. To qualify for a reimbursement, you must be a United States resident who purchased in the United States one of the notebook computer models listed in Section 7 hereto, your notebook computer must have experienced one of the symptoms identified on Exhibit 1 hereto, you must have paid to have your notebook computer repaired because it was experiencing one of the symptoms identified on Exhibit 1 hereto, and you must submit a Claim Form and the identified supporting documentation within the applicable deadlines. To qualify for a replacement notebook computer, you must be a United States resident who purchased in the United States a version of one of the HP notebook computer models listed in Section 7 hereto containing an NVIDIA chip, your notebook computer must be experiencing one of the symptoms identified on Exhibit 1 hereto, and you must submit a Claim Form and the identified supporting documentation and, if your claim is approved, return the HP notebook computer that is experiencing the symptoms within the applicable deadlines.
- Your legal rights are affected whether you act or don’t act. Please read this Notice carefully.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:	
SUBMIT A CLAIM FORM AND SUPPORTING DOCUMENTATION WITHIN THE DEADLINES	The only way to get a replacement remedy or a reimbursement.
EXCLUDE YOURSELF	Get no replacement remedy or reimbursement payment. This is the only option that allows you to ever be part of any other lawsuit against NVIDIA about the legal claims in the case.
OBJECT	Write to the Court about why you don’t like the settlement.
GO TO A HEARING	Ask to speak in Court about the fairness of the settlement.
DO NOTHING	Get no replacement remedy or reimbursement remedy. Give up rights.

- These rights and options—**and the deadlines to exercise them**—are explained in this Notice.
- The Court in charge of this case must decide whether to approve the settlement as part of the process described in this Notice. Replacements or reimbursements will be made if the Court approves the settlement.

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BASIC INFORMATION

1. Why did I get this Notice package?

You may be a United States resident who purchased for your own personal use and not for resale one of the notebook computers listed in Section 7 hereto during the corresponding time period, which contained one of certain NVIDIA chips that were incorporated into some versions of those notebook computers.

The Court ordered this Notice to be sent to you because you have a right to know about a proposed settlement of a class action lawsuit against NVIDIA, and about your options, before the Court decides whether to approve the settlement. If the Court approves it, an administrator will, where appropriate, authorize the replacements and make the reimbursement payments that the settlement allows.

This package explains the lawsuit, the settlement, your legal rights, what benefits are available, who is eligible for them, and how to get them.

The Court in charge of the case is the United States District Court for the Northern District of California, and the case is known as *The NVIDIA GPU Litigation*, Case No. 08-cv-04312-JW. The people who sued are called the Plaintiffs, and the company they sued, NVIDIA Corporation, is called the Defendant.

2. What is this lawsuit about?

The lawsuit claimed that NVIDIA sold defective Graphics Processing Units (“GPUs”) and Media and Communications Processors (“MCPs”) that affected the performance of some of the notebook computers in which they were incorporated. NVIDIA denies all allegations of wrongdoing and has asserted many defenses. The settlement is not an admission of wrongdoing.

3. Why is this a class action?

In a class action, one or more people, called Class Representatives (in this case Todd Feinstein, Nathan DeBockler, and John Russo), sue on behalf of people who have alleged similar claims. All these people are a Class or Class Members. One court resolves the issues for all Class Members, except those who exclude themselves from the Class. United States District Court Judge James Ware is in charge of this class action.

4. Why is there a settlement?

The Court did not decide in favor of Plaintiffs or Defendant. Instead, both sides agreed to a settlement. That way, they avoid the cost of a trial, and settlement benefits go to the Class Members. The Class Representatives and their attorneys think the settlement is best for the Class Members.

WHO IS IN THE SETTLEMENT

To see if you get a replacement remedy or a reimbursement from this settlement, you first have to determine whether you are a Class Member.

5. How do I know if I am part of the settlement?

Judge Ware has decided that everyone who fits this description is a Class Member: *All persons and entities resident in the United States of America who purchased a “Class Computer” in the United States of America.*

6. Who is not included in the Class?

The Class does *not* include (1) employees of NVIDIA, including its current or former directors, officers and counsel; (2) any entity that has a controlling interest in NVIDIA; (3) NVIDIA’s affiliates and subsidiaries; and (4) the judge to whom this case is assigned and any member of the judge’s immediate family. The Class also does not include all persons who validly request exclusion from the Class.

7. Which products are included?

The following notebook computer models are included in the settlement, if they contain an NVIDIA GPU or MCP and were purchased in the time period corresponding to each model. In some of the notebook computer models listed, only certain versions of the models contain NVIDIA chips, even though the notebook computer has the same model name. Only those versions containing NVIDIA chips are entitled to a remedy as part of this settlement. The following information will assist in determining whether your model contains an NVIDIA chip.

DELL NOTEBOOK COMPUTERS

PLATFORM NAME	PURCHASE DATE RANGES	SERVICE TAG NUMBER
Dell Inspiron 1420	May 2007 – September 30, 2008	Please visit www.NVIDIASettlement.com or call 1-877-440-7557 to use your Service Tag Number to find out if your computer is affected by the settlement.
Dell Inspiron 9400/E1705	March 2006 – February 28, 2010	
Dell Latitude D620	December 2005 – November 30, 2008	
Dell Latitude D630	February 2007 – September 30, 2008	
Dell Latitude D630c	February 2007 – September 30, 2008	
Dell Latitude D820	November 2005 – March 31, 2008	
Dell Latitude D830	March 2007 – September 30, 2008	
Dell Precision M2300	August 2007 – September 30, 2008	
Dell Precision M4300	March 2007 – September 30, 2008	
Dell Precision M6300	December 2007 – March 31, 2009	
Dell Precision M65	November 2005 – January 31, 2008	
Dell Vostro 1700	March 2007 – September 30, 2008	
Dell Vostro Notebook 1310	December 2007 – September 30, 2008	
Dell Vostro Notebook 1400	May 2007 – September 30, 2008	
Dell Vostro Notebook 1510	December 2007 – September 30, 2008	
Dell Vostro Notebook 1710	January 2008 – July 31, 2008	
Dell XPS M1210	March 2006 – November 30, 2008	
Dell XPS M1330	March 2007 – September 30, 2008	
Dell XPS M1530	September 2007 – January 31, 2009	
Dell XPS M1710	March 2006 – February 28, 2010	
Dell XPS M1730	November 2007 – January 31, 2009	
Dell XPS1710	March 2006 – April 30, 2009	

HP-COMPAQ NOTEBOOK OR TABLET COMPUTERS

PLATFORM NAME	PURCHASE DATE RANGES	PRODUCT IDENTIFICATION NUMBER
HP Pavilion dv20xx	March 2006 – December 31, 2008	ES745AV; ES 746AV; ES817A; ES826AV; ES892AV; EZ643UA; EZ644UA; EZ645UA; EZ648UA; EZ649UA; EZ672UA; EZ674UA; EZ675UA; EZ676UA; EZ677UA; EZ678UA; EZ679UA; EZ680UA; EZ681UA; GD275AV; RD140AV; RD153AV; RK416AV; RK434AV *
Compaq Presario v30xx	March 2006 – October 31, 2008	
HP Pavilion dv21xx	March 2006 – December 31, 2008	EY045AV; EY046AV; EY047AV; EY048AV; RG404UA; RG406UA; RG407UA; RG408UA; RG411UA; RG413UA; RG414UA; RG415UA *
Compaq Presario v31xx	March 2006 – October 31, 2008	
HP Pavilion dv22xx/dv23xx	March 2006 – December 31, 2008	GA154UA; GA155UA; RD856AV; RD857AV; RD858AV; RD859AV; RE205AV; RE206AV; RP408UA; RP409UA; RP410UA; RP412UA; RP413UA; RP415UA; RU767UA; RU768UA; RU769UA; RV322UA; RV323UA; RV324UA; RV325UA; RV326UA; RV327UA; RV328UA; RZ833PA *
Compaq Presario v32xx/v33xx	March 2006 – October 31, 2008	
HP Pavilion dv24xx	March 2006 – December 31, 2008	GA532UA; GA533UA; GA534UA; GA535; GA536; GA537UA; GM035UA; GM037UA; GM038UA; GM039UA; GM040UA; RX692AV; RX693AV; RX694AV *
Compaq Presario v34xx	March 2006 – October 31, 2008	
HP Pavilion dv90xx	May 2006 – November 30, 2008	EW635AV; EW680AV; EX988AV; EZ452UA; EZ453UA; EZ456UA; EZ457UA; EZ458UA; EZ459UA; EZ460UA; EZ461UA; EZ462UA; EZ468UA; EZ470UA; EZ471UA; RG139AS; RG564AV; RG931AS *
HP Pavilion dv92xx/dv93xx	May 2006 – November 30, 2008	GA074UA; GA075UA; GA076UA; GA077UA; GA078UA; RD860AV; RG565AV; RL015AV; RP114UA; RP115UA; RP116UA; RP122UA; RU312UA; RU313UA; RU314UA; RU971UA; RU972UA; RU974UA; RU975UA; RW113AS *
HP Pavilion dv94xx	May 2006 – November 30, 2008	GA354UA; GA355UA; GA356UA; GA358UA; GA359UA; GA361UA; GD545AV; GD574AV; GL880UA; GL885UA; GL886UA; GL887UA; GL888UA; GL889UA; GL890UA; GL891UA; GL892UA; RX944AV *
HP Pavilion dv60xx	May 2006 – April 30, 2009	EW434AV; EW435AV; EW468AV; EW585AV; EW586AV; EW618AV; EZ472UA; EZ473UA; EZ474UA; EZ475UA; EZ502UA; EZ503UA; RE603AS; RE606AS *
Compaq Presario v60xx	May 2006 – October 31, 2008	
HP Pavilion dv61xx	May 2006 – April 30, 2009	EX991AV; EX992AV; EX992AV; EX994AV; GD536AV; RD167AV; RD181AV; RG253UA; RG254UA; RG264UA; RG265UA; RG266UA; RG267UA; RG272UA; RG273UA; RG274UA; RG279UA; RG282UA; RG286UA; RG287UA; RG289UA; RG290UA; RG293UA; RG294UA; RG298UA; RG563AV; RG568AV; RK415AV; RM662LA; RN906UA; RN907UA; RN910UA; RN911UA; RN914UA; RN926UA; RN927UA *
Compaq Presario v61xx	May 2006 – October 31, 2008	
HP Pavilion dv62xx/dv63xx	May 2006 – April 30, 2009	GA212UA; GA213UA; GA215UA; GA218UA; GA219UA; GA231UA; GA232UA; GA233UA; GA235UA; GA238UA; GA451UA; GA452UA; GA673AV; RD861AV; RD862AV; RD863AV; RD864AV; RD865AV; RJ637AV; RK654AV; RK664AV; RP153UA; RP154UA; RP156UA; RP158UA; RP160UA; RP162UA; RP164UA; RP165UA; RP168UA; RP203UA; RP211UA; RP287UA; RU676UA; RU677UA; RU678UA; RU679UA; RV003UA; RV004UA; RV005UA; RV009UA; RV010UA; RV011UA; RV012UA; RV013UA; RV018UA; RV020UA; RV052UA; RV053UA; RW114AS; RW115AS *
Compaq Presario v62xx/v63xx	May 2006 – October 31, 2008	
HP Pavilion dv64xx	May 2006 – April 30, 2009	GA442UA; GA443UA; GA444UA; GA445UA; GA447UA; GA448UA; GA 449UA; GA450UA; GA454UA; GA456UA; GA458UA; GD661AV; RX950AV; RX951AV; GA462UA; GL896UA; GL909UA; GL910UA; GL911UA; GN202AV; GD662AV; GL912UA; GL913UA; GL914UA; GL915UA; GL916UA; RX945AV; RX947AV; GL917UA; GL925UA; GL926UA; KA249UA; KA250UA; RX946AV; RX948AV *
Compaq Presario v64xx	May 2006 – October 31, 2008	
Compaq Presario F500	October 2006 – September 30, 2008	RZ326UA; RZ327UA; RZ329UA; RZ330UA; RZ335UA; RZ340UA; GF593UA; GF596UA; GF602UA; GF606UA; GF606UA#AVA
HP Pavilion Tx1xxx (tablet computer)	March 2007 – May 31, 2008	RD192AV; RV307UA; RV308UA; RV309UA; RV312UA; RV313UA; RX695AV; GM025UA; GS865UA; GS866UA; GS867UA; GS868UA; GS877UA; GS877UA#ABA; GA646UA; GA647UA; GA648UA; GA650UA; GA469UA; GA469UA#ABA; KC468UA; KC474UA; KC474UA#ABA; KC475UA; KC479UA

* If the notebook product number is listed here, it is included as a Class Computer whether it does or does not contain the letter "R."

APPLE MACBOOK PRO COMPUTERS

PLATFORM NAME	PURCHASE DATE RANGES	SERIAL NUMBERS
Apple MacBook Pro (15-inch)	May 2007 – September 2008	Please visit www.NVIDIASettlement.com to use your Serial Number to find out if your computer is affected by the settlement.
Apple MacBook Pro (17-inch)	May 2007 – September 2008	

8. I'm still not sure if I am included.

If you are still not sure whether you are included, you can visit the website, www.NVIDIASettlement.com, for more information.

THE SETTLEMENT BENEFITS — WHAT YOU GET

9. What does the settlement provide?

NVIDIA has agreed to provide a replacement of the NVIDIA GPU or MCP to Class Members who purchased certain versions of some Dell, Inc. or Apple Inc. notebook computers that contain an NVIDIA chip and who send in a valid Claim Form and appropriate supporting documentation. NVIDIA has also agreed to provide a replacement HP notebook computer to Class Members who bought certain versions of some HP notebook computers that contain an NVIDIA chip and who send in a valid Claim Form, appropriate supporting documentation, and (if the Claim Form is approved) their eligible malfunctioning HP notebook computer. The replacement HP notebook computer will be of similar kind and value as their eligible malfunctioning notebook computer. The settlement covers certain versions of certain models of notebook computers manufactured by Dell, Inc., HP or Apple Inc., identified in Section 7 and purchased between the dates correlating to those models. Only versions of those models that contain an NVIDIA GPU or MCP and experienced certain symptoms identified in Exhibit 1 are entitled to a replacement remedy.

NVIDIA has also agreed to provide a fund in the amount of \$2,000,000 to provide reimbursements if you purchased a version of one of the notebook computer models identified in Section 7 that contains an NVIDIA GPU or MCP during the dates listed in Section 7, experienced certain identified symptoms, and have appropriate documentation proving that you paid to have the notebook computer repaired. The amount of reimbursement may depend on the number of reimbursement claims received.

To qualify for the reimbursement remedy, you must have purchased a version of the notebook computer that contained an NVIDIA chip, and the purchase must have occurred within the date range correlating to your notebook computer model. To qualify for the replacement remedy, you must have purchased a version of the notebook computer that contained an NVIDIA chip, the purchase must have occurred within the date range correlating to your notebook computer model, and if your claim is approved, you must return your eligible malfunctioning HP notebook computer.

10. What can I get from the settlement?

Depending on which model you have and whether you paid for repairs, the settlement provides for: (1) a replacement of the NVIDIA chip inside your notebook computer; (2) for a replacement HP notebook computer with one similar in kind and value if you bought a subject HP notebook computer; and (3) for reimbursement of either the entire amount that you spent to have the notebook computer repaired due to a previous failure of the NVIDIA graphics chip or a portion of that amount, depending on the number of people who submit valid claims for reimbursement. All settlement benefits are provided by NVIDIA.

11. Does this settlement affect my existing product warranty?

No. This settlement does not affect any existing warranty that you may have. Those warranties, if any, will continue to apply to your notebook computer according to their terms.

12. If I purchased one of the listed notebook computers during the corresponding time period but have not experienced an identified symptom, am I included?

Yes, but to obtain a replacement remedy or reimbursement payment your notebook computer must have experienced one of the symptoms identified on Exhibit 1.

13. If I purchased one of the listed notebook computers during the corresponding time period and paid to have it repaired when it experienced an identified symptom, am I included?

Yes. You may be entitled to make a claim for reimbursement of any payments you made to have your notebook computer repaired as a result of a problem with an NVIDIA GPU or MCP if you can provide appropriate documentation showing proof of payment for a repair. The amount you are reimbursed may not cover the full amount of your payment, depending on how many people claim and are entitled to reimbursement.

14. What if my notebook computer experiences symptoms in the future?

If your notebook computer experiences symptoms before the deadline to submit a Claim Form, you may submit a Claim Form within the applicable deadline and obtain a replacement remedy. You may also submit your notebook computer for repair under any existing and operative warranty provided to you by, or purchased by you from, the manufacturer of your notebook computer or the retailer from whom you purchased the notebook computer.

HOW YOU GET A REPLACEMENT OR REIMBURSEMENT -- SUBMITTING A CLAIM FORM

15. How can I get a replacement or reimbursement?

To qualify for a replacement remedy or a reimbursement, you must send in a Claim Form and appropriate supporting documentation after the Court grants Final Approval of the settlement, and within the deadline. A Claim Form, including instructions on how to make a claim, will be available after Final Approval of the settlement on the Internet at www.NVIDIASettlement.com or by calling 1-877-440-7557. If you choose to submit a Claim Form, you will need to provide information that will help verify that your notebook computer is a version of an eligible model that contains an NVIDIA chip.

If you choose to send in a Claim Form, you must do so **only** during the period specified for submitting a Claim Form, called the "Claim Period." The Claim Period will begin after the Court grants Final Approval of the settlement. If you did not receive notice of this settlement by email, then visit www.NVIDIASettlement.com and register your email address and you will be notified when the Claim Period begins. If you received this Notice via email or register your email address, you will be notified by email when the Court grants Final Approval and advised when the Claim Period begins. Alternatively, at any time you may visit www.NVIDIASettlement.com or call 1-877-440-7557 to find out if the Final Approval has been granted and when the Claim Period will begin. The Court has scheduled a hearing to decide whether to grant Final Approval for December 20, 2010, and is expected to rule on that date or shortly afterwards.

When you fill in your Claim Form, you must read the instructions carefully, fill out the form as directed in the instructions, include all information and documents the form asks for, and sign the Claim Form under penalty of perjury. Required documentation is a form of proof of purchase, which shows the date that you purchased your notebook computer. Proof of purchase can be a sales receipt, credit card or other account statement, shipping manifest, purchase order, proof of registration, or such other documentation that the Administrator deems sufficiently reliable to demonstrate that one of the specified models was purchased in the specified purchase date range, along with the product identification number found on the back of your notebook computer and the date of when the notebook computer was purchased. If you cannot find your receipt, please call the Administrator at 1-877-440-7557.

If you choose to submit the Claim Form by U.S. Mail, you must mail the Claim Form postmarked on or before the last date of the Claim Period. If you choose to submit the Claim Form by any means other than U.S. Mail, you must submit the Claim Form on or before the last date of the Claim Period.

Follow all the instructions for the Claim Form.

16. When would I get my replacement or reimbursement?

The Court will hold a hearing on December 20, 2010 at 9:00 a.m., to decide whether to approve the settlement. If Judge Ware approves the settlement, the processing of replacements is expected to begin shortly afterwards. Reimbursements will be paid after all claims are filed. Please be patient.

17. What am I giving up if I remain in the Class?

Unless you exclude yourself, you stay in the Class, and that means that you can't sue, continue to sue, or be part of any other lawsuit against NVIDIA, Dell, Inc., HP, or Apple Inc. about the legal issues in this case. If the settlement is approved and becomes final and not subject to appeal, then you and all Class Members release all "Released Claims" against all "Released Persons."

"Class Computer" means any of the notebook computers listed in Section 7 above.

"Identified Symptom" means any symptom listed on Exhibit 1 to this document.

"Released Claims" means all claims that were or could have been asserted in *The NVIDIA GPU Litigation*, to the extent they arise out of or relate to the weak die/packaging material set in NVIDIA GPU and MCP products incorporated into Class Computers, including Class Computers that exhibit Identified Symptoms.

"Released Persons" means: (1) NVIDIA Corporation and its present or past parent corporations, subsidiaries, divisions, affiliates, partners, directors, officers, employees, agents and insurers, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns; (2) HP and its present or past parent corporations, subsidiaries, divisions, affiliates, partners, directors, officers, employees, agents and insurers, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns; (3) Dell and its present or past parent corporations, subsidiaries, divisions, affiliates, partners, directors, officers, employees, agents and insurers, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns; (4) Apple and its present or past parent corporations, subsidiaries, divisions, affiliates, partners, directors, officers, employees, agents and insurers, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns; and (5) Taiwan Semiconductor Manufacturing Company Limited and its present or past parent corporations, subsidiaries, divisions, affiliates, partners, directors, officers, employees, agents and insurers, and each of their respective predecessors, heirs, executors, administrators, successors, and assigns.

Remaining in the Class will NOT affect any existing notebook computer warranty that you may have. To the extent applicable, such warranties will continue to apply according to their terms.

EXCLUDING YOURSELF FROM THE SETTLEMENT

If you do not want a replacement or reimbursement from this settlement, but you want to keep any right you may have to sue or continue to sue NVIDIA and the other Released Parties, on your own, about the Released Claims, then you must take steps to remove yourself from the Class. This is called excluding yourself — or is sometimes referred to as "opting out" of the Class. NVIDIA may withdraw from and terminate the settlement if a certain number of people exclude themselves from the Class.

18. How do I get out of the settlement?

To exclude yourself from the settlement, you must send a signed letter by mail stating that you want to be excluded from the Class in *The NVIDIA GPU Litigation*, Case No. 08-cv-04312-JW. Your letter should state a product identification number of your notebook computer, such as the service tag number for notebook computers manufactured by Dell, the product identification number for notebook computers manufactured by HP, or the serial number for notebook computers manufactured by Apple. These product identification numbers consist of letters and/or digits and are embedded on the cover, back, or bottom of your notebook computer. In addition, please be sure to include your name, address, telephone number, and your signature. You must mail your exclusion request postmarked no later than November 5, 2010 to:

NVIDIA GPU Litigation Settlement Administrator
P.O. Box 6177, Novato, CA 94948-6177

You can't exclude yourself on the phone or by fax or email.

19. What is the effect if I exclude myself from this settlement?

If you ask to be excluded, you will not get any replacement remedy or reimbursement payment, and you cannot object to the settlement. You will not be legally bound by anything that happens in this lawsuit. You may be able to sue (or continue to sue) NVIDIA in the future about the legal issues in this case.

20. If I don't exclude myself, can I sue NVIDIA for the same thing later?

No. Unless you exclude yourself, you give up your right to sue NVIDIA for the claims that this settlement resolves. You must exclude yourself from *this* Class to pursue your own lawsuit. Remember, your exclusion must be postmarked on or before November 5, 2010.

THE LAWYERS REPRESENTING YOU

21. Do I have a lawyer in the case?

The Class is represented in this case by Jeff S. Westerman and Nicole M. Duckett of Milberg LLP in Los Angeles, California, and Peter Safirstein and Roland Riggs of Milberg LLP in New York, New York. These lawyers are called Class Counsel. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

22. How will the lawyers be paid?

Class Counsel will ask the Court for attorneys' fees and expenses in the amount of \$13,000,000. NVIDIA will pay Class Counsel's fees and expenses. These amounts will not come out of any funds for payments to Class Members. NVIDIA has agreed not to oppose these fees and expenses. NVIDIA will also pay the costs to administer the settlement and will fund the settlement. Dell, HP and Apple are not paying the costs of the settlement.

Class Counsel also expect to apply to the Court for time and expense reimbursements for certain of the named Plaintiffs, not to exceed \$50,000 in the aggregate, in connection with their roles in overseeing the litigation, responding to discovery requests and traveling to depositions, among other things.

Plaintiffs' Counsel will file their papers in support of final approval of the Settlement and their application for attorneys' fees and reimbursement of expenses, and for time and expenses reimbursements for certain of the past or present named Plaintiffs, by no later than October 18, 2010. These papers will also be posted on the settlement website (www.NVIDIASettlement.com).

OBJECTING TO THE SETTLEMENT

You can tell the Court that you don't agree with the settlement or some part of it.

23. How do I tell the Court that I don't like the settlement?

If you're a Class Member, you can object to the settlement if you don't like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a signed letter saying that you object to the proposed settlement in *The NVIDIA GPU Litigation*, Case No. 08-cv-04312-JW. Be sure to include your name, address, telephone number, and your signature, identify the name of the manufacturer of your notebook computer, the product identification number of your notebook computer, such as the service tag number for notebook computers manufactured by Dell, the product identification number for notebook computers manufactured by HP, or the serial number for notebook computers manufactured by Apple, which are letters and/or digits embedded on the cover, back, or bottom of your notebook, and state the reasons why you object to the settlement. Your objection and any supporting papers must be mailed to and actually received by all of the following three addressees no later than November 5, 2010:

COURT	CLASS COUNSEL	DEFENSE COUNSEL
Clerk of the Court United States District Court for the Northern District of California San Jose Division, 280 South 1st Street San Jose, CA 95113	Jeff S. Westerman Milberg LLP One California Plaza 300 South Grand Avenue, Suite 3900 Los Angeles, CA 90071	Robert P. Varian Orrick, Herrington & Sutcliffe LLP 405 Howard Street San Francisco, CA 94105

24. What’s the difference between objecting and excluding?

Objecting is simply telling the Court that you don’t like something about the settlement. You can object only if you stay in the Class. Excluding yourself is telling the Court that you don’t want to be part of the Class. If you exclude yourself, you have no basis to object, because the case no longer affects you.

THE COURT’S FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the settlement. You may attend, and you may ask to speak, but you don’t have to.

25. When and where will the Court decide whether to approve the settlement?

The Court will hold a Fairness Hearing at 9:00 a.m. on December 20, 2010, at the United States District Court for the Northern District of California, San Jose Division, Courtroom 8 (4th Floor), located at 280 South 1st Street, San Jose, California 95113. At this hearing, the Court will consider whether the settlement is fair, reasonable and adequate. If there are objections, the Court will consider them. Judge Ware will listen to people who have asked to speak at the hearing. The Court may also consider how much to pay Class Counsel. After the hearing, the Court will decide whether to approve the settlement. We do not know how long these decisions will take.

26. Do I have to come to the hearing?

No. Class Counsel will answer questions Judge Ware may have. But, you are welcome to come at your own expense. If you send an objection, you don’t have to come to Court to talk about it. As long as your written objection was received on time, the Court will consider it. You may also pay your own lawyer to attend, but it’s not necessary. Finally, you may seek to intervene in the action, but you need not do so.

27. May I speak at the hearing?

You may ask the Court for permission to speak at the Fairness Hearing. To do so, you must send a letter saying that it is your “Notice of Intention to Appear” in “*The NVIDIA GPU Litigation*, Case No. 08-cv-04312-JW.” Be sure to include your name, address, telephone number, and your signature. Your Notice of Intention to Appear must be received by the Clerk of the Court, Class Counsel, and Defense Counsel, at the three addresses in Section 23, no later than November 5, 2010. You cannot speak at the hearing if you exclude yourself.

IF YOU DO NOTHING

28. What happens if I do nothing at all?

If you do nothing, you will not receive a replacement remedy or a reimbursement payment. If you do not exclude yourself from the Class, you won’t be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against NVIDIA or the Released Parties about the legal issues in this case, ever again.

GETTING MORE INFORMATION

29. Are there more details about the settlement?

This Notice summarizes the proposed settlement. More details are in a Settlement Agreement and Amendment No. 1 to the Settlement Agreement (together, the “Settlement Agreement”). Copies of the Settlement Agreement and the pleadings and other documents relating to the case are on file at the United States District Court for the Northern District of California, San Jose Division, and may be examined and copied at any time during regular office hours at the Office of the Clerk, 280 South 1st Street, San Jose, California 95113.

30. How do I get more information?

You can visit the settlement website at www.NVIDIASettlement.com, where you will find answers to common questions about the settlement, a Claim Form, plus other information, including a copy of the Settlement Agreement. You may also write to: *NVIDIA GPU Litigation* Settlement Administrator, P.O. Box 6177, Novato, CA 94948-6177. **Questions may not be directed to the Court.**

Exhibit 1 to Settlement Agreement

IDENTIFIED SYMPTOMS PER SETTLEMENT AGREEMENT §1.14

Symptom	Class Computer Models Covered by the Settlement Agreement
Distorted or scrambled video on the notebook computer screen	All
No video on the notebook computer screen even when the notebook computer is on	All
Random characters, lines or garbled images on the notebook computer screen	Dell, Hewlett-Packard
Intermittent video issues	Dell, Hewlett-Packard
Failure to detect the wireless adaptor or Failure to detect the wireless network	Hewlett-Packard systems only. Certain versions of the following HP models do not contain an NVIDIA MCP: dv2xxx, dv6xxx, dv9xxx If your system does not contain an NVIDIA MCP, you are not entitled to replacement or reimbursement for a wireless problem, and the Administrator may deny your claim.