

CLASS ACTION SUMMARY

**ENERGIZER BATTERY PRODUCTS DIRECT AND INDIRECT PURCHASER
ANTITRUST CLASS ACTIONS**

DID YOUR BUSINESS PURCHASE ENERGIZER BATTERY PRODUCTS?

YOU MAY BE ELIGIBLE TO RECOVER MONEY!

Eligible Class Members:

Eligible Class Members include:

- **Direct Class (not certified)** – All persons and entities who or which, purchased “Energizer Battery Products” (defined below) directly from Energizer Holdings, Inc. (hereafter, “Energizer”) in the United States on or after January 1, 2018; or
- **Indirect Class (not certified)** – All persons and entities who or which, in the “Indirect Eligible Jurisdictions” (noted below), indirectly purchased Energizer Battery Products for their own use and not for resale on or after January 1, 2018. This definition excludes any federal, state or local governmental agencies.

“Energizer Battery Products”: Energizer Battery Products are Energizer disposable batteries and disposable-battery dominated lighting products. Disposable batteries are used in items such as toys, flashlights, remote controls, smoke detectors, and some power tools.

“Indirect Eligible Jurisdictions”: District of Columbia, Puerto Rico, AZ, CA, CT, FL, HI, ID, IL, IA, KS, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NM, NY, NC, ND, OR, RI, SC, SD, TN, UT, VT, WV and WI.

**THIS IS NOT AN OFFICIAL COURT NOTICE.
INFORMATION CONTAINED IN THIS SUMMARY IS SUBJECT TO CHANGE.**

The Services FRS Provides: Financial Recovery Strategies (FRS) is a class action claims management consultant; we are not a court appointed claims administrator or class counsel. If you hire FRS, FRS will work within your guidelines to manage the claims process. The services that FRS provides include the following: (i) notifying you when we believe that you may be eligible to participate in settlements likely to be valuable to you; (ii) endeavoring to enhance the likelihood that all of your eligible business units (e.g., subsidiaries, divisions, acquisitions and divestitures) are included in the claims process; (iii) to reduce the support needed from your in-house staff, providing advice on what, if any, documents need to be collected and maintained, and, when requested, assisting in that effort; (iv) when required documents are not available or are too burdensome to collect, attempting to develop innovative alternatives to satisfy documentation requirements and striving to obtain approval of those alternatives; (v) preparing, assembling and submitting your claim package, and managing it throughout the claims processing phase, including working with you to address any concerns or questions claims administrators may have; (vi) providing regular updates on the recovery process; (vii) reviewing your payment to assure that it has not been under calculated; and (viii) following up with you to assure that your recovery check is deposited. FRS's recovery specialists are always available to answer any questions you may have.

How to Retain FRS: If you wish to hire FRS to file and manage a claim on your behalf, you must return a signed Claims Management Agreement and a signed Authority to File and Manage Claims. Before doing so, it is important that you understand their terms and make sure that all information about you is correct.

SUMMARY

Total Settlements Reached:
No settlements at this time

Purchase Date Range(s):
On or after January 1, 2018

Filing deadline(s):
Not established

*Specific information about the class
action(s) listed below*

CLASS ACTION SUMMARY

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ANTITRUST CLASS ACTIONS****Case History**

In 2023, class action lawsuits were filed in the Northern District of California on behalf of a proposed Direct Class and Indirect Class alleging that Energizer agreed to inflate its wholesale prices for Energizer Battery Products to its direct purchasers who compete with Walmart and to require its direct purchasers to charge their retail customers no less than the price Walmart charged for Energizer Battery Products in violation of state and federal antitrust laws. There is an additional proposed class action related to indirect purchasers who purchased Energizer Battery Products directly from Walmart that we are also monitoring. It is impossible to predict the outcome, but money may become available to eligible class members if the classes are certified, and a settlement is reached with the Defendants in the future. FRS will update this Summary as the case progresses and new information becomes available.

“Defendants”: The Defendants include Energizer and Wal-Mart, Inc. (“Walmart”).

**Class Counsel or the Settlement Administrator may
be contacted for additional settlement information.**

You also may visit the Court-approved websites once they are made available.

Please understand that you have the right to file on your own.

To learn more about our services, visit www.FRSCO.com.

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