

**ORANGE COUNTY SUPERIOR COURT**

*Oscar Benitez, Lan Le, Shaquille Howard, and Mario Jorge Estrada-Peralta et al. v. Medtronic, Inc. and Covidien LP.*

Case No. 30-2019-01069185-CU-OE-CXC

*Consolidated with the following cases:*

Benitez – 30-2019-01106385

Le – 30-2020-01140338

Le – 30-2020-01144725

Howard – 30-2020-01159995

**OPT-OUT FORM**

**ONLY USE THIS FORM IF YOU DO NOT WANT TO BE PART OF THE SETTLEMENT CLASS**

**Note: IF YOU REQUEST TO BE EXCLUDED FROM (I.E. “OPT OUT” OF) THE SETTLEMENT, YOU WILL NOT RECEIVE ANY MONEY FROM THE PROPOSED SETTLEMENT.**

You may Opt-Out of the proposed Settlement by signing, completing and mailing this Opt-Out Form to the address below.

I, (Type or Print Name) \_\_\_\_\_, hereby elect to be excluded from the settlement class in *Oscar Benitez et al. v. Medtronic, Inc. and Covidien LP.* I understand that by requesting to be excluded, I will not receive any benefit from the Settlement for the class action claims, but this will not exclude me or otherwise impact my inclusion in the PAGA Settlement as explained in the class notice I received.

Signature: \_\_\_\_\_

Dated: \_\_\_\_\_

Any Other Names Used During Employment at Medtronic, Inc. or Covidien LP:

\_\_\_\_\_

Address: \_\_\_\_\_

City, State and ZIP Code: \_\_\_\_\_

Telephone No. \_\_\_\_\_

Please mail this Opt-Out Form to the Claims Administrator at the address listed below. The address of the Claims Administrator is:

Phoenix Settlement Administrators  
P.O. Box 7208  
Orange, CA 92863  
Telephone: (800) 523-5773  
Facsimile: (949) 209-2503  
Email: notice@phoenixclassaction.com

**Deadline: Your completed Opt-Out Form must be postmarked by December 13, 2022 in order for you to be excluded from the settlement class.**