

CLASS ACTION NOTICE

TO: All ratepayers who received retail electric generation service from Duke Energy Corp. and/or Cinergy Corp. or their subsidiaries or affiliates at any time between January 1, 2005, and December 31, 2008, in the CG&E/Duke Energy Ohio electric service territory and who did not receive rebates under the side agreements.

DESCRIPTION OF THE LAWSUIT

This notice is being provided by order of the United States District Court for the Southern District of Ohio, Eastern Division ("the Court") in *Anthony Williams, et al. v. Duke Energy International, Inc., et al.*, Case No. 1:08-cv-00046. You may be a member of the class described herein. Plaintiffs allege that from 2005 to 2008 defendants unlawfully paid rebates through an affiliate to 24 large industrial or commercial customers under separate side agreements. Plaintiffs allege violation of federal racketeering and antitrust laws, as well as state racketeering and common law claims. Defendants deny these allegations, and maintain that they did not engage in any wrongdoing.

A settlement has been reached in this case with a total value of \$80,875,000. Residential ratepayers will receive fixed payment amounts for each qualifying day they paid a tariffed rate during the class period, from a settlement fund not to exceed \$25,000,000. The minimum payout for an eligible residential ratepayer who qualifies for the entire Class Period will be a total of approximately \$40; that amount may go up to a maximum of approximately \$400. Non-residential ratepayers will receive fixed, and possibly variable based upon usage, amounts for each qualifying day they paid a tariffed rate during the class period, from a settlement fund not to exceed \$25,000,000. The minimum payout for an eligible non-residential ratepayer that qualifies for the entire Class Period will be a total of approximately \$200; that amount may go up to a maximum of approximately \$4,000. Ratepayers who qualify for lesser time periods will receive lesser total payouts so long as they are \$10.00 and above. Also, class members may receive direct benefits from programs developed using a minimum of \$8,000,000 of settlement monies.

The Court will hold a hearing, where you may appear and object after submitting adequate documentation to do so, to consider approving the settlement at 10:00 a.m. on April 18, 2016, at the Potter Stewart U.S. Courthouse, 100 East Fifth Street, Cincinnati, Ohio 45202. If you do

nothing, all the Court's orders in this Action will apply to you. Plaintiffs' attorneys will request approval of fees, expenses and class representative incentive awards at the hearing. A copy of the case documents can be obtained by visiting the office of the Clerk of the Court for the Southern District of Ohio, Joseph P. Kinneary, U.S. Courthouse, Room 121, 85 Marconi Boulevard, Columbus, Ohio 43215. For information you may also go to www.dukeclassaction.com.

HOW CAN I PARTICIPATE?

1. I was a Residential Ratepayer. To receive the fixed amount payment you must, by April 13, 2016, (i) complete a claim form online at www.dukeclassaction.com, or (ii) return the completed and signed paper claim form, if one has been mailed to you. If you wish to request a paper claim form be mailed to you, please visit www.dukeclassaction.com.

2. I was a Non-Residential Ratepayer. To receive the fixed amount payment, and an additional payment if the applicable usage threshold is exceeded, you must, by April 13, 2016, (i) complete a claim form online at www.dukeclassaction.com, or (ii) return the completed and signed paper claim form, if one has been mailed to you. If you wish to request a paper claim form be mailed to you, please visit www.dukeclassaction.com.

If you do not timely submit a complete and accurate claim form, you will receive no benefits under the settlement but will still be bound by the settlement and release of claims.

HOW DO I GET MORE INFORMATION?

For more information about the settlement, including the full notice describing your rights, to request that a postcard notice, with attached claim form, be mailed to you, or to update your current mailing address, you may visit www.dukeclassaction.com, call 1 (844) 322-8220, or you may write to the Settlement Administrator at: Williams v. Duke Energy, P.O. Box 10092, Dublin, OH, 43017-6692.

www.dukeclassaction.com

1 (844) 322-8220

MECHANICAL SPECIFICATIONS	
File Name: DEI_Master.indd	Body Copy Font Size/Leading: 8/9
Publication: Dayton Daily News	Total Word Count: 701
Ad Unit: 4.89" x 5.25"	Create Date/Time: 9/23/15 at 9:30a
Headline Font: Calibri	Operator: BS
Headline Font Size/Leading: 10/11	Last Edit Time: 12/3/15 @ 3:15 PM PT
Body Copy: Times Lt Std.	Operator: BS