

Exhibit G

Claim Processing and Payment Guidelines

CLAIM PROCESSING AND PAYMENT GUIDELINES

The Administrator shall process all Claim Forms consistent with the Settlement Agreement and Court Orders as follows:

1. To Receive Money A Class Member Must File a Claim: In order to claim compensation from the Class Settlement Fund, a Class Member must first file with the Administrator a Claim Form for each Claimed Address. Only one Housing Unit may be claimed per Claim Form. If a Class Member rented or was an owner-occupant in multiple Housing Units located in whole or in part within the Class Area (as described below and shown in Exhibit H to the Settlement Agreement) at any time since December 11, 2009, then that Class Member must complete a separate Claim Form for each Housing Unit. An individual is a Class Member by virtue of either residing in one of the two areas described below or if he or she submitted a data sheet to Plaintiffs' counsel. The two geographical areas that make up the Class Area are described as the Southern Class Area and the Northern Class Area and were defined in Plaintiffs' Motion for Class Certification as follows:

The **Southern Class Area** is bounded by Westbury drive from Balboa Boulevard to Jollette Avenue. Proceeding to the North and West along Jollette Avenue to Sesnon. Proceeding Northeast along Sesnon to Constable Avenue (including all homes on either side of Constable Avenue North of Sesnon), proceeding Northeast on Canyon Ridge Lane (including all homes on either side of Canyon Ridge Lane) to Timber Ridge Drive (including the home located at 17080 Timber Ridge Drive), Proceeding Southeast along Timber Ridge Drive (encompassing and including all homes on Mission Tierra Way) to Balboa Boulevard, proceeding south to the point of origin at the intersection of Westbury Drive and Balboa Boulevard.

The **Northern Class Area** includes all Housing Units in the Legends at Cascades community. The community includes five (5) buildings south of Balboa Drive, Nine (9) structures between Balboa Drive and Nicklaus Drive, Seventeen (17) structures encircled by Nicklaus Drive, Six (6) structures to the North of Nicklaus drive, and two (2) structures to the South of Nicklaus drive between Balboa Boulevard and Silver Oaks Drive.

2. Required and Recommended Proof: If a Class Member submits a Claim Form, they must include the following with their submission (**except that a purported Class Member may submit a claim form without proof of owner/occupancy or rental tenancy if they lack such proof.** In this event, the Settlement Administrator will attempt to validate the claim, including by verifying past residence history at the claimed address. The Settlement Administrator may request additional information from the claimant to assist in this process, and if the claimant does not provide a sufficient response to the Settlement Administrator, the Settlement Administrator may in its sole discretion deny the claim for lack of adequate support per Paragraph 3 below):
- a. A completed Claim Form for each Housing Unit (also referred to herein as a “Claimed Address”).
 - b. Proof of Identification. Each Class Member must attach a copy of a government-issued photo identification to establish his or her identity and current address.
 - c. Proof of Status as Owner-Occupant or Renter. Each Class Member must (subject to the above exception) attach documentation that establishes s/he is or was a renter or an owner-occupant of a Housing Unit located in whole or in part within the Class Area, at any time since December 11, 2009. In order to establish status as a renter or owner-occupant of an address in the Class Area, the Class Member must (subject to the above

exception) attach documentary proof of that status during the relevant period:

- (i) **For an owner-occupier:** proof of ownership (e.g., property tax bill or statement) and proof of residence at the same address (e.g., utility bill, a driver's license, or other similar document that includes his or her name and the address of the Housing Unit in the Class Area); or
- (ii) **For a renter:** a copy of a utility bill or other similar document that includes his or her name and the address of the Housing Unit in the Class Area, or other proof of status (e.g., a dated rental agreement).

3. Why Claims May Be Rejected: Claim Forms that do not meet the requirements set forth in this Exhibit G to the Agreement and in the Claim Form instructions shall be rejected. Where a good faith basis exists, the Settlement Administrator may reject a Class Member's Claim Form for, among other reasons, the following:

- a. The Class Member fails to provide adequate support of his/her claim pursuant to a request of Class Counsel or the Administrator;
- b. Failure to fully complete and/or sign the Claim Form;
- c. Illegible Claim Form;
- d. The Claim Form is fraudulent;
- e. The Claim Form is duplicative of another Claim Form;
- f. The person submitting the Claim Form is not a Class Member;

- g. The person submitting the Claim Form is requesting that funds be paid to a person or entity that is not the Class Member for whom the Claim Form is submitted;
 - h. Failure to submit a Claim Form by the end of the Claim Period; and/or
 - i. The Claim Form otherwise does not meet the requirements of this Exhibit G to the Agreement.
- 4. When Claims Will be Deemed Submitted: Claim Forms will be deemed to have been submitted when the attestation forms are posted, if received with a postmark or equivalent mark by a courier company indicated on the envelope or mailer. In all other cases, Claim Forms shall be deemed to have been submitted when they are actually received by the Administrator.
- 5. The Claims Administrator's Duties: The Administrator shall be responsible for: 1) reviewing all Claim Forms; 2) determining in accordance with the terms and conditions of this Agreement the extent, if any, to which each claim shall be allowed; 3) determining whether a claim by a Class Member is complete and timely; 4) providing any Class Member who has submitted a Claim Form that is not deemed to be in accordance with the terms and conditions of the Agreement written notice to cure such deficiency within 15 days; 5) calculating the approved claim amount for each Class Member; and 6) providing written notification of the approved claim amount to each Class Member who submitted a Claim Form. The Administrator shall use all reasonable efforts and means to identify and reject duplicate and/or fraudulent claims.

6. Class Members With Valid Claims Will Receive Payment: Class Members who submit a valid Claim Form and who meet the requisite documentation requirements described above shall receive a share of the Settlement Amount.
7. The Administrator Will Calculate Each Claim Payment Amount: The Administrator shall determine the approved claim amount for a Class Member who has submitted a valid Claim Form based upon the total number of approved Claim Forms and other factors. The Settlement Distribution Amount is the value of the Settlement Funds after the deduction of the amounts awarded to (a) Class Counsel for attorneys' fees and costs; and (b) Plaintiffs/Class Representatives for their litigation efforts. In addition the Settlement Distribution Amount will be reduced based upon the number of individuals who opt-out of the settlement, if any.
8. Claim Payment Amounts Will Vary Based on the Number of Each Class Member's Odor Complaints to the Air District and Whether Class Members Have Submitted Odor Data Sheets to Plaintiffs' Counsel: A system will be established that groups Housing Units based on (a) whether an occupant of that Housing unit has submitted an odor data sheet to Plaintiffs' counsel and (b) the number of complaints made to the South Coast Air Quality Management District ("SCAQMD") from an occupant of each Housing Unit. The data set to be used for determining the groups will be based on complaints reported to the SCAQMD (i.e., the complaints and data sheets produced by the SCAQMD in this case) and data sheets submitted from the beginning of the Class Period through February 2014. If any individual reasonably believes that this data set

under-represents the number of complaints made by his or her Household and, as a result, places his/her Housing Unit in a group that results in a lower payment, that individual may personally obtain evidence of additional complaints called into the SCAQMD by Household members after February 2014 in order to be placed in a higher payment group. No evidence of additional complaints to the SCAQMD for the purpose of modifying group placement will be accepted after the Claims Form filing deadline. No complaint made after March 30, 2016 may be used for the purpose of ascertaining group placement for any Housing Unit.

9. The Formula to be Used For Determining Payment Amounts: In determining the amount of each payment for a specific Housing Unit, the Administrator will use the following formula: Each approved claimant Housing Unit shall receive one (1) base share (there are approximately 1087 eligible Housing Units in this group);

Each approved claimant Housing Unit that has submitted an odor data sheet to Plaintiffs' counsel but has not made complaints to the SCAQMD within the class period shall receive one (1) additional share (there are approximately 101 eligible Housing Units in this group);

Each approved claimant Housing Unit that has made between one (1) and five (5) complaints to the SCAQMD shall receive three (3) additional shares (there are approximately 152 eligible Housing Units in this group);

Each approved claimant Housing Unit that has made between six (6) and twenty-four (24) complaints to the SCAQMD shall receive seven (7) additional shares (there are approximately 49 eligible Housing Units in this group);

Each approved claimant Housing Unit that has made twenty-five (25) or more complaints to the SCAQMD shall receive nine (9) additional shares (there are approximately 29 eligible Housing Units in this group).

The estimated minimum per-share value is approximately \$771.54. If a Class Member either (a) bought or sold their Housing Unit or (b) rented or ceased renting a Housing Unit since December 11, 2009, the following rules will apply:

Where two or more Households make a claim based on the same Housing Unit, such as where a Housing Unit has been sold during the Class Period, the division of the approved claim for that Housing Unit shall be as follows: The base share shall be divided based on the relative percentage of time each Household occupied the Housing Unit during the Class Period. Additional shares based upon the submission of a Data Sheet or complaints to the SCAQMD shall be paid only to the Household that filed the Data Sheet and/or complaints to the SCAQMD, and shall not be pro-rated or divided based upon length of occupancy. Where multiple members of the same Household submit valid Claim Forms, the Administrator shall divide the claim equally amongst them.

Where a Class Member has opted out and another Class Member submits a valid Claim Form for the same property, the shares for that Housing Unit shall be divided between the valid claims for that Housing Unit. If the Class Member submitting the valid Claim Form is a member of the same Household as the Class Member who has opted out, the percentage of the shares attributable to each shall be determined by each Class Member's respective ownership. If the Class Member submitting the valid Claim Form is not a member of the same Household as the Class Member who has opted out, the percentage of the shares attributable

to each shall be determined in the same manner as if each had submitted valid Claim Forms.

10. Additional Payments to Class Representatives: In addition to the allocation outlined in paragraph 9, subject to Court approval Plaintiff Dean Michaels will receive an award of no more than \$20,000, and the other five Plaintiffs (Class Representatives) will each receive awards of no more than \$15,000. These awards to the Plaintiffs will be subtracted from the Settlement Funds, and the remainder shall be the Settlement Distribution Amount from which the remaining awards, outlined in paragraph 9, will be awarded.
11. Administrator to Provide List of Housing Unit Addresses: The Settlement Administrator is responsible for identifying the renters and owner- occupants of Housing Units in the Class Area, and for providing a complete list of the reasonably obtainable addresses in the Class Area.
12. Deadline for Payments: Class Counsel or the Settlement Administrator shall make the appropriate payment to each Housing Unit within 3 months from either the entry of the Final Judgment or from the date any appeals are finished and the Court's Final Judgment is upheld, whichever occurs last.
13. Inspection of Claim Forms: Defendants' Counsel shall have the right to inspect the Claim Forms and supporting documentation received by the Class Counsel or Settlement Administrator at any time upon reasonable notice.
14. Claim Forms To Be Kept Confidential: Class Counsel shall treat any and all documents, communications, and other information and materials received in connection with the administration of the Agreement as confidential and shall

not disclose any or all such documents, communications, or other information to any person or entity except as provided for in the Agreement or by Court order.

15. Claim Period May Be Extended: The Guidelines set forth in this Exhibit G to the Settlement Agreement are not intended to limit in any way additional efforts which may be undertaken by the Parties and their counsel to ensure that notice has been received by the Class Members. Moreover, nothing in these Guidelines is intended to limit the Parties' ability to agree to an extension of the period for Class Members to submit Claim Forms.