

Re: LEGAL NOTICE OF SETTLEMENT OF CLASS ACTION

**NOTICE OF PROPOSED SETTLEMENT OF ANTITRUST CLASS ACTION
AND FAIRNESS HEARING**

Dr. Seaman v. Duke University, et al., Case No. 15-cv-00462-CCE-JLW (M.D.N.C.)

A federal court authorized this Notice. This is not a solicitation from a lawyer.

Why did I get this notice? This Notice is about a proposed partial settlement of a class action lawsuit against Duke University, Duke University Health System, the University of North Carolina at Chapel Hill, the University of North Carolina School of Medicine, the University of North Carolina Health Care System, and Dr. William L. Roper, in his official capacity (together, the “Parties”).

The proposed settlement is with the University of North Carolina at Chapel Hill, the University of North Carolina School of Medicine, the University of North Carolina Health Care System, and Dr. William L. Roper (collectively, the “UNC Defendants”). Duke University and Duke University Health System (together, the “Duke Defendants”) have not settled. They remain in the case, which is ongoing.

You received this notice because you are a member of the proposed settlement class. To receive more complete information about the proposed settlement, you should visit www.dukeunemploymentsettlement.com.

What is the case about? The case challenges an alleged agreement between the Duke Defendants and the UNC Defendants not to compete for certain employees of the other (the “No-Hire Agreement”). Plaintiff Dr. Danielle Seaman filed this case on her own behalf, and on behalf of a proposed class, seeking injunctive relief to end the alleged No-Hire Agreement, and to obtain monetary relief from the Duke Defendants. Dr. Seaman alleges that the No-Hire Agreement violates state and federal antitrust laws, and resulted in suppressed mobility and compensation of certain employees of Duke and UNC. The Duke Defendants and the UNC Defendants deny these allegations. Dr. Seaman is not seeking money damages in the settlement with the UNC Defendants because money damages are not available due to UNC’s role as a state agency. However, Seaman’s claims for money damages against the Duke Defendants have not been settled, and those claims will continue in the litigation on behalf of the entire proposed Class, whether the Class members worked at Duke or UNC.

Who is in the Settlement Class?

All natural persons employed by the Duke Defendants or the UNC Defendants, in the United States, from January 1, 2012 through August 21, 2017. Excluded from the Class are: members of the boards of directors and boards of trustees, boards of governors, and senior administrators of Defendants and their co-conspirators who entered into the alleged agreements, any Defendant’s or Settling Defendant’s legal representatives in connection with this action (including any person affiliated with any law firm

representing any Defendant or Settling Defendant in connection with this action), and any and all judges and justices, and chambers' staff, assigned to hear or adjudicate any aspect of this litigation.

What are the benefits of the settlement? The settlement provides for all of the relief that Dr. Seaman would have sought at trial from the UNC Defendants. First, the UNC Defendants have agreed to implement a variety of measures to ensure that they do not enter into or enforce any unlawful no-hire agreement or similar restraint on competition. The UNC Defendants have agreed not to enforce provisions contained within existing consulting or services agreements that prohibit employee solicitation, except in limited circumstances explained in the settlement. Second, the settlement requires the UNC Defendants to cooperate in providing documents, data and testimony to Dr. Seaman as she continues to pursue her case against the Duke Defendants.

Does the settlement provide money to Dr. Seaman or her lawyers? No money will be provided to Dr. Seaman or her lawyers as part of this settlement.

Can I comment on or object to the settlement? Yes. You can comment on or object to the settlement by mailing a written comment or objection to Dean M. Harvey at Lieff, Cabraser, Heimann & Bernstein, LLP, 29th Floor, 275 Battery Street, San Francisco, CA 94111. Comments or objections must be mailed and postmarked no later than December 11, 2017. The fairness hearing will be held on January 4, 2018 at 10:00am. The location of the fairness hearing will be Courtroom No. 3, United States District Court, 324 W. Market Street, Greensboro, NC 27401. You or your attorney (if you choose to hire one) may appear at the hearing by mailing a notice and entry of appearance to the Court. Notices and entries of appearance must be mailed and postmarked no later than December 11, 2017.

Please do not contact the Court, Duke University, Duke University Health System, the University of North Carolina at Chapel Hill, the University of North Carolina School of Medicine, the University of North Carolina Health Care System, or Dr. William L. Roper with questions about the settlement.