

Bellamy v. Geico Case Administrator
c/o KCC Class Action Services
P.O. Box 404151
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UNITED STATES DISTRICT COURT, MIDDLE DISTRICT OF FLORIDA

Micah Bellamy et al. v. Government Employees Insurance Company, et al., Case No. 6:17-CV-891-PGB-LRH

NOTICE OF PENDENCY OF CLASS ACTION LAWSUIT

On April 4, 2019, the U.S. District Court for the Middle District of Florida certified a class action against Defendants Government Employees Insurance Company, GEICO General Insurance Company, and GEICO Indemnity Company (together “GEICO Defendants”). The case, *Bellamy v. Government Employees Ins. Co.*, alleges that the GEICO Defendants breached their auto insurance policies by failing to pay actual cash value (including title transfer fees and license plate transfer fees) on total loss claims for covered owned (i.e., not leased) vehicles.

Who’s included? You may be a member of the class if: (1) you were a Florida resident and insured by Government Employees Insurance Company or GEICO General Insurance Company and submitted a physical damage claim with respect to a covered owned (i.e., not leased) vehicle during the period May 17, 2012 through April 4, 2019 that resulted in a total loss claim payment; or (2) you were a Florida resident and insured by GEICO Indemnity Company and submitted a physical damage claim with respect to a covered owned (i.e., not leased) vehicle during the period October 10, 2012 through April 4, 2019 that resulted in a total loss claim payment. If you submitted a covered total loss claim against a GEICO Defendant in the above-stated periods and your total loss vehicle was a leased vehicle, you are not part of the Class. If you received a total loss claim payment that included title transfer and license plate transfer fees, you may not be part of the Class. You received this Notice because the GEICO Defendants’ records indicate you may be a member of the Class.

What is the case about? This Class Action seeks to recover the amounts in title transfer fees and license plate transfer fees that GEICO Defendants allegedly withheld from settlement payments for total loss physical damage claims for covered owned (i.e., not leased) vehicles. The District Court has granted Summary Judgment in favor of the Plaintiffs on their breach-of-contract claims, holding that the policies of insurance required GEICO Defendants to pay title transfer fees and license plate transfer fees on first-party total loss claims. GEICO Defendants have the right to appeal the grant of Summary Judgment. GEICO Defendants deny these claims have any merit and assert that title fees and license plate title transfer fees are not owed on total loss claims, and assert they properly paid all claims. Detailed information about the certified Class and the Court’s Summary Judgment Order can be found on the website below.

What are my options? If you want to stay in the case you do not need to do anything. If you do not want to participate in this case or want to file your own case, you must mail a letter to Bellamy v. Geico Case Administrator, c/o KCC Class Action Services, P.O. Box 404151, Louisville, KY 40233-4151, stating that you want to be excluded from *Bellamy v. Government Employees Ins. Co.* Be sure to include your name and address, and sign the letter. **Your request to be excluded must be postmarked by September 5, 2019.** If you do not exclude yourself from this case, you will be legally bound by the decisions of the Court and the final outcome of the lawsuit. If you exclude yourself, you will not participate in any favorable result from the litigation, but will retain all rights relating to any claims you may have. An exclusion request form (“Opt-Out”) is available at www.BellamyTotalLossClassAction.com.

Do I need to hire a lawyer? The Court has appointed attorneys (Normand Law PLLC, Pratt Clay, LLC, Hall & Lampros, LLP, Southern Atlantic Law Group, PLLC, Christopher J. Lynch, P.A.) to represent the Class. You may, but are not required to, enter an appearance through an attorney in this case at your own expense.