

EXHIBIT B

Proposed Rule 23 form of notice of settlement

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

**NOTICE OF PROPOSED SETTLEMENT IN CLASS ACTION
OVER SUSPENDED DRIVERS' LICENSES FOR NON-PAYMENT**

This notice was authorized by a federal court and is not a solicitation from a lawyer.

- **Was your driver's license suspended, OR will your driver's license soon be suspended, because you didn't pay a traffic ticket in North Carolina?**
- **If so, there is a lawsuit that might affect you.**
- **You may be able to get your suspension lifted or stop the suspension if you go to traffic court.**
- **To learn more, keep reading this notice and sign up for updates on how you may be able to ask for your license back.**

What is this notice about?

In 2018, four people who lost, or were facing the loss of, their driver's licenses because they were unable to pay traffic citations brought a class-action lawsuit against the North Carolina Division of Motor Vehicles ("DMV"). They challenged their suspensions as unlawful because the state law does require a finding—and there was no finding—before the suspension, that they intentionally did not pay. This lawsuit sought for people to regain or keep their licenses if they genuinely could not pay the cost of their citations. The case is called *Johnson v. Jessup*, Case No. 1:18-cv-467 (M.D.N.C.). The people involved in the lawsuit have reached an agreement to settle the case with the DMV Commissioner.

Who is included in this class-action lawsuit and settlement?

In a class-action lawsuit, one or more plaintiffs bring claims for themselves and also for others in the same legal situation (the "Class Members"). This lawsuit was filed on behalf of all individuals whose driver's licenses were suspended after May 30, 2015, or would be suspended in the future, by the DMV because they did not pay their traffic citation. Everyone in these groups is a Class Member. The proposed settlement will affect all Class Members.

Because you may be a Class Member, this letter is to provide you notice of the proposed settlement. If the judge in this federal case thinks the proposed settlement is fair and helps people facing license suspension, the judge may approve the settlement. Before that happens, Class Members have a right to review and comment on the proposed settlement.

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV's website; (3) posted on the *Johnson v. Jessup* settlement website, [insert website address HERE], which will be hyperlinked on the DMV's website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members' and the DMV's counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

What rights do Class Members have regarding the proposed settlement?

- **You may comment on or object to the proposed settlement.** The Court will decide whether to approve or reject the proposed settlement after a final hearing, scheduled for [DATE]. You should submit your comments before [Date] to counsel for Class Members by email at [Email] or through regular mail to the below address:

[insert email address AND settlement website for Class Members to register objections]

- **You may choose to do nothing.** If you do nothing, you will still be a Class Member, and the settlement will still apply to you.

What does the proposed settlement say? A summary of the proposed settlement appears below:

- **The DMV will Revise the Official Notice it Sends to Drivers About License Suspension for Non-Payment:** Going forward, the DMV has agreed that it will change the official notice it sends to Class Members facing an upcoming license suspension for unpaid traffic tickets. The old notice indicated that people could avoid the suspension by paying their fines and costs. The revised notice will now tell people that state law also gives them other options for preventing the suspension of their license, especially when they cannot afford to pay. For example, the revised notice will explain that the law allows people to ask the court in their traffic case to reduce or waive their fines and costs, or set up a payment plan if they cannot afford to pay. If the court grants their request, the court tells the DMV, and the DMV must lift the suspension for non-payment. The revised notice, for a limited period of time, will inform Class Members that they may request from the DMV a form on which they provide information about their financial circumstances and which they then can provide to the court to request the waiver, reduction, or payment plan. The revised notice will be sent to Class Members by U.S. mail and if Class Members' email addresses are available to the DMV, by email; the email will attach the form. The form will also be sent to Class Members by U.S. Mail for a limited time period, upon Class Members' request.
- **The DMV Will Send a Special Notice to Class Members Who Currently Already Have Suspended Licenses for Non-Payment:** The DMV has also agreed that it will send a "special notice" to Class Members whose licenses have been suspended for non-payment

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV's website; (3) posted on the *Johnson v. Jessup* settlement website, *[insert website address HERE]*, which will be hyperlinked on the DMV's website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members' and the DMV's counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

of court debt since May 30, 2015. The “special notice” will tell them about their options under state law to seek to remove the suspension of their license, especially when they cannot afford to pay. Among other options, this special notice will tell them that they can ask the court in their traffic case to reduce or waive their fines and costs or set up a payment plan if they cannot afford to pay. The special notice will also explain that if the court grants their request, the court will tell the DMV, and the DMV must lift the indefinite suspension for non-payment. The special notice will inform Class Members that they may request from the DMV a form on which they provide information about their financial circumstances and which they then can provide to the court to request the waiver, reduction, or payment plan. The special notice will be sent to Class Members by U.S. mail and if Class Members’ email addresses are available to the DMV, by email, which will attach the form. The form will also be sent to Class Members by U.S. Mail, upon Class Members’ request.

A copy of both notices can be found here:
[*URL link*]

The DMV staff will also be trained on the implementation of these notices.

- **Publication of the Settlement and Special and Revised Notices:** The DMV has agreed that it will provide information about the settlement and settlement-related documents through a press release, on its website, at its headquarters and local DMV offices, and the N.C. Drivers Handbook, and to other North Carolina state agencies to provide Class Members information about how to ask a court to have their fines and costs waived, reduced, or converted to a payment plan, so the DMV can stop or remove a license suspension for non-payment.
- **The DMV’s Remission of Funds for a “Help and Resources” Website:** The DMV has agreed that it will pay \$30,000 to one of the Class Counsel’s attorney organizations to pay a third-party North Carolina legal advocacy organization—experienced in driver’s license restoration advocacy in North Carolina—to create, monitor, and administer a help and resources website, where the public can access informational videos, written explanatories and forms, and other best practices materials on how to prevent or remove a license suspension for non-payment from their record, as well as pro bono resources that may be able to provide representation to the public to help prevent or remove suspensions for non-payment from their record. The third-party organization’s staff will administer, manage, and staff the website. The DMV also has agreed that it will reference the Website in the Special and Revised Notices for 18 months.

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV’s website; (3) posted on the *Johnson v. Jessup* settlement website, [*insert website address HERE*], which will be hyperlinked on the DMV’s website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members’ and the DMV’s counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

- **Provision of Data to Class Counsel:** The DMV has agreed to provide to the attorneys for the Class Members data about driver's license suspensions after the settlement.

Will Class Members get any money as part of this case?

No. This lawsuit seeks to help Class Members keep or restore their driver's licenses when they cannot pay the fines and fees of their citations.

Does this proposed settlement prevent Class Members from seeking individual damages?

No. Class Members will not lose any rights to bring separate lawsuits if they have individual claims for damages.

Can I get my license restored?

You do not have to wait for this proposed settlement to be finalized to ask the court in your traffic case to waive or reduce the money you owe or to get a payment plan. If the traffic court grants your request, it must notify the DMV, and the DMV must reverse the suspension of your driver's license.

Please email or visit the below website if you need any additional information about the proposed settlement.

[insert email address AND settlement website for Class Members to raise questions]

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV's website; (3) posted on the *Johnson v. Jessup* settlement website, *[insert website address HERE]*, which will be hyperlinked on the DMV's website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members' and the DMV's counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

**NOTICE OF PROPOSED SETTLEMENT IN CLASS ACTION
OVER SUSPENDED DRIVERS' LICENSES FOR NON-PAYMENT**

This notice was authorized by a federal court and is not a solicitation from a lawyer.

- **Was your driver's license suspended, OR will your driver's license soon be suspended, because you didn't pay a traffic ticket in North Carolina?**
- **If so, there is a lawsuit that might affect you.**
- **You may be able to get your suspension lifted or stop the suspension if you go to court.**
- **To learn more, keep reading this notice and sign up for updates on how you may be able to ask for your license back.**

What is this notice about?

In 2018, four people who lost, or were facing the loss of, their driver's licenses because they were unable to pay traffic citations brought a class-action lawsuit against the North Carolina Division of Motor Vehicles ("DMV"). They challenged their suspensions as unlawful because the state law does require a finding—and there was no finding—before the suspension, that they intentionally did not pay. This lawsuit sought for people to regain or keep their licenses if they genuinely could not pay the cost of their citations. The case is called *Johnson v. Jessup*, Case No. 1:18-cv-467 (M.D.N.C.). The people involved in the lawsuit have reached an agreement to settle the case with the DMV Commissioner.

Who is included in this class-action lawsuit and settlement?

In a class-action lawsuit, one or more plaintiffs bring claims for themselves and also for others in the same legal situation (the "Class Members"). This lawsuit was filed on behalf of all individuals whose driver's licenses were suspended after May 30, 2015, or would be suspended in the future, by the DMV because they did not pay their traffic citation. Everyone in these groups is a Class Member. The proposed settlement will affect all Class Members.

Because you may be a Class Member, this letter is to provide you notice of the proposed settlement. If the judge thinks the proposed settlement is fair and helps people facing license suspension, the judge may approve the settlement. Before that happens, Class Members have a right to review and comment on the proposed settlement.

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV's website; (3) posted on the *Johnson v. Jessup* settlement website, [insert website address HERE], which will be hyperlinked on the DMV's website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members' and the DMV's counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

What rights do Class Members have regarding the proposed settlement?

- **You may comment on or object to the proposed settlement.** The Court will decide whether to approve or reject the proposed settlement after a final hearing, scheduled for [DATE]. You should submit your comments before [DATE] to counsel for Class Members by email at [EMAIL] or through regular mail to the below address:

[insert email address AND settlement website for Class Members to register objections]

- **You may choose to do nothing.** If you do nothing, you will still be a Class Member, and the settlement will still apply to you.

What does the proposed settlement say? A summary of the proposed settlement appears below:

- **The DMV will Revise the Official Notice it Sends to Drivers About License Suspension for Non-Payment:** Going forward, the DMV has agreed that it will change the official notice it sends to Class Members facing an upcoming license suspension for unpaid traffic tickets. The old notice indicated that people could avoid the suspension by paying their fines and costs. The revised notice will now tell people that state law also gives them other options for preventing the suspension of their license, especially when they cannot afford to pay. For example, the revised notice will explain that the law allows people to ask the court in their traffic case to reduce or waive their fines and costs, or set up a payment plan if they cannot afford to pay. If the court grants their request, the court tells the DMV, and the DMV must lift the suspension for non-payment. The revised notice will attach a form on which people provide information about their financial circumstances and which they then can provide to the court to request the waiver, reduction, or payment plan. The revised notice, with the form, will be sent by U.S. mail, and if available email.
- **The DMV Will Send a Special Notice to Class Members Who Currently Already Have Suspended Licenses for Non-Payment:** The DMV has also agreed that it will send a “special notice” to Class Members whose licenses have been suspended for non-payment of court debt since May 30, 2015. The “special notice” will tell them about their options under state law to seek to remove the suspension of their license, especially when

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV’s website; (3) posted on the *Johnson v. Jessup* settlement website, [insert website address HERE], which will be hyperlinked on the DMV’s website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members’ and the DMV’s counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

they cannot afford to pay. Among other options, this special notice will tell them that they can ask the court in their traffic case to reduce or waive their fines and costs or set up a payment plan if they cannot afford to pay. The special notice will also explain that if the court grants their request, the court will tell the DMV, and the DMV must lift the indefinite suspension for non-payment.

A copy of both notices can be found here:
[*URL link*]

The DMV staff will also be trained on the implementation of these notices.

- **Publication of the Settlement and Special and Revised Notices:** The DMV has agreed that it will provide information about the settlement and settlement-related documents through a press release, on its website, at its headquarters and local DMV offices, and the N.C. Drivers Handbook, and to other North Carolina state agencies to provide Class Members information about how to petition a court to have their fines and costs waived, reduced, or converted to a payment plan, so the DMV can stop or remove a license suspension for non-payment.
- **The DMV’s Remission of Funds for a “Help and Resources” Website:** The DMV has agreed that it will pay \$30,000 to one of the Class Counsel’s attorney organizations to pay a third-party North Carolina legal advocacy organization—experienced in driver’s license restoration advocacy in North Carolina—to create, monitor, and administer a resources website, where the public can access informational videos, written explanatories and forms, and other best practices materials on how to prevent or remove a license suspension for non-payment from their record, as well as pro bono resources that may be able to provide representation to the public to help prevent or remove suspensions for non-payment from their record. The third-party organization’s staff will administer, manage, and staff the website. The DMV also has agreed that it will reference the Website in the Special and Revised Notices for 18 months.
- **Provision of Data to Class Counsel:** The DMV has agreed to provide to the attorneys for the Class Members data about driver’s license suspensions after the settlement.

Will Class Members get any money as part of this case?

No. This lawsuit seeks to help Class Members keep or restore their driver’s licenses when they cannot pay the fines and fees of their citations.

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV’s website; (3) posted on the *Johnson v. Jessup* settlement website, [*insert website address HERE*], which will be hyperlinked on the DMV’s website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members’ and the DMV’s counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Johnson v. Jessup, Case No. 1:18-cv-467

Does this proposed settlement prevent Class Members from seeking individual damages?

No. Class Members will not lose any rights to bring separate lawsuits if they have individual claims for damages.

Can I get my license restored?

You do not have to wait for this proposed settlement to be finalized to ask the court in your traffic case to waive or reduce the money you owe. If the traffic court grants your request, it must notify the DMV, and the DMV must reverse the suspension of your driver's license.

Please email or visit the below website if you need any additional information about the proposed settlement.

[insert email address AND settlement website for Class Members to raise questions]

This Notice shall be: (1) electronically delivered to Class Members whose email address counsel for the Class Members or counsel for the DMV have in their possession or that they can otherwise access; (2) posted on the DMV's website; (3) posted on the *Johnson v. Jessup* settlement website, *[insert website address HERE]*, which will be hyperlinked on the DMV's website, in targeted social media advertisements to North Carolina users based on set North Carolina geographic areas, income levels, employment status, and age, and in a joint press release that both the Class Members' and the DMV's counsel will jointly issue to agreed media contacts; and (4) posted in prominent high-traffic areas of the DMV headquarters and in each local DMV office throughout the State of North Carolina—such that the Notice is reasonably calculated to reach all Class Members.