

LEGAL NOTICE

If you made a purchase or return at a TJX store listed below, you could get benefits from a class action settlement.

Para una notificación en Español, llamar o visitar nuestro website.

A settlement has been reached with The TJX Companies, Inc. and Fifth Third Bancorp (“Defendants”) in a class action lawsuit about the computer system intrusions into personal and financial information at TJX retail stores. The settlement provides benefits to those shoppers who may have been damaged in some way.

The United States District Court for the District of Massachusetts will have a hearing to decide whether to give final approval to the settlement, so that the benefits can be issued. Those included have legal rights and options, such as excluding themselves from or objecting to the settlement. Eligible Class members can submit a claim for benefits from the settlement. Get a detailed notice at www.TJXsettlement.com.

WHO’S INCLUDED?

The Class includes everyone in the United States, Puerto Rico and Canada who made a purchase or return at a T.J. Maxx, Marshalls, T.J. Maxx ‘n More, Marshalls MegaStore, The Maxx, HomeGoods, A.J. Wright, Winners or HomeSense, believe their personal or financial data was stolen or placed at risk of being stolen from TJX’s computer systems, and think they were damaged from it. This includes those who made returns without a receipt and were previously notified by TJX that their name, address and driver’s license or military, state or tax identification number were compromised.

WHAT DOES THE SETTLEMENT PROVIDE?

If you’ve been notified by TJX that your driver’s license or military, state or tax identification number was compromised: (a) you could get 3 years of credit monitoring with \$20,000 in identity theft insurance; (b) you could be reimbursed for the cost of replacing your driver’s license between January 17, 2007 and June 30, 2007; and (c) if your driver’s license or military, state or tax identification number was your social security number, you can get paid for unreimbursed expenses exceeding \$60 from related identity theft between January 17, 2007 and April 12, 2008. If you used your credit card, debit card or check at a TJX store between December 31, 2002 and September 2, 2003 or May 15, 2006

and December 18, 2006, and you have had out-of-pocket costs above \$5 and/or lost time between January 17, 2007 and June 30, 2007 stemming from the intrusion(s), you can get one or two vouchers, depending on your documentation, for credit on purchases at the TJX stores in the amount of \$30 each (*i.e.*, up to \$60 in total in vouchers) or checks in the amount of \$15 each (*i.e.*, up to \$30 in total by check). TJX will also hold a future, one-day, special event reducing prices on all merchandise by 15% at the TJX stores listed here, available to all shoppers making purchases on the day of the special event. The settlement also confirms steps TJX has taken to strengthen the security of its computer systems. The settlement does not mean the Defendants violated any laws or did anything wrong. The Defendants deny any claims of wrongdoing in this case.

HOW DO YOU ASK FOR BENEFITS?

Eligible Class Members can call 1-866-523-6770 or go to the website for a claim form, then fill it out, sign it, include the documentation it requires, and mail it to the address on the form. Please note that there are different deadlines for different benefits. The earliest deadline for benefits is **May 29, 2008**.

YOUR OTHER OPTIONS.

If you don’t want to be legally bound by the settlement, you must exclude yourself by **June 24, 2008**, or you won’t be able to sue, or continue to sue, the Defendants about the legal claims this settlement resolves,

ever again. If you exclude yourself, you can’t get any benefits from the settlement. If you stay in the settlement Class, you may object to it by **June 24, 2008**. The detailed notice explains how to exclude yourself or object.

The Court will hold a hearing in this case, known as *In re TJX Companies Retail Security Breach Litigation*, No. 07-10162, MDL No. 1838, on **July 15, 2008**, to consider whether to approve the settlement, and a request by Class Counsel for fees of up to \$6,500,000, and costs and expenses of up to \$150,000. You or your own lawyer may ask to appear and speak at the hearing at your own cost, but you don’t have to. For more information, go to the website shown below.

Which TJX Stores?

- ▶ T.J. MAXX
- ▶ MARSHALLS
- ▶ T.J. MAXX ‘N MORE
- ▶ MARSHALLS MEGASTORE
- ▶ THE MAXX
- ▶ HOMEGOODS
- ▶ A.J. WRIGHT
- ▶ WINNERS
- ▶ HOMESENSE

www.TJXsettlement.com

1-866-523-6770