

To: [CLAIMANT_NAME]
From: info@PortLiberteSettlement.com
Subject Line: Notice of Port Liberté Settlement and Cash Payment

CLASS ACTION SETTLEMENT NOTICE

IF YOU ARE OR WERE AN OWNER OR TENANT OF A CONDOMINIUM UNIT IN CERTAIN BUILDINGS AT PORT LIBERTÉ, YOU MAY BE ELIGIBLE TO RECEIVE A CASH PAYMENT.

| | |
|---|--------------|
| YOUR CLAIM ID: | <<Claim_ID>> |
| YOUR PIN: | <<XXXXXXXX>> |
| PLEASE REFER TO YOUR UNIQUE ID AND PIN TO FILE A CLAIM | |

You must file a [Claim Form](#) to receive a cash payment.
For more information, visit www.PortLiberteSettlement.com

FILE YOUR CLAIM

What is this case about?

Owners and residents of certain condominium units in certain buildings located at the Port Liberté multi-home development in Jersey City, New Jersey filed a class action lawsuit claiming that the operators of two industrial businesses at nearby Claremont Terminal produced noise, odors, light, air pollution from dust, particulate matter and other causes, fires, and explosions, that caused the market value of their units to decrease and interfered with their use and enjoyment of their units. The Defendants in the case, Simsmetal East LLC, Sims Group USA Holdings Corporation and Sims Municipal Recycling of New York, LLC, deny all liability.

Who is included?

If you received this notice, records made available to the Parties to the lawsuit indicate you are eligible for a cash payment to address the legal issues raised in the lawsuit. You are eligible for a payment (meaning that you're a "Class Member") if you owned or leased a unit at 1 Independence Way, 205 Shearwater Court West, 206 Shearwater Court West, 207 Shearwater Court West, 208 Shearwater Court West, 100 Shearwater Court East, 101 Shearwater Court East, 102 Shearwater Court East, 15 Freedom Way, or 4 Constellation Place with windows, doors, balconies, or other open-air access facing the Defendants' business operations at Claremont Terminal at any point between April 26, 2018 and January 23, 2026.

What does the settlement provide?

The Settlement provides that Defendants will establish a Settlement Fund valued in the amount of **\$1,475,000**. Class Members who file valid Claims will receive a check. Payment amounts will be based on the number of settlement shares allocated to each Class Member and depend on four things: (1) whether you owned or leased the unit; (2) the number of years that you owned or leased the unit and resided in the unit; (3) the building in which the unit is located; and (4) the number of other Claimants (for more detail, see www.PortLiberteSettlement.com). In the event that the Settlement Fund, net of attorneys' fees and costs and one-third of the cost of notice and settlement administration, is not sufficient to enable the above payments, the per-claim payments will be decreased on a pro-rata basis. This notice is not an assurance as to the actual amount that any particular Class Member may receive.

In addition, the Settlement provides that Defendants are undertaking a number of remedial measures at their respective facilities at Claremont Terminal to minimize and mitigate the alleged environmental impacts of the noise, odors, light, air pollution from dust, particulate matter and other causes, fires, and explosions that allegedly result from their respective industrial business operations. These measures are described in detail in the Settlement Agreement.

What are my other options?

If you don't want to make a Claim, and don't want to be bound by the Settlement and any Judgment in this case, you must send a written request to exclude yourself from the Settlement, postmarked no later than **May 4, 2026**. If you exclude yourself, you won't get a payment through this Settlement. If you don't exclude yourself, you may object to the Settlement or to the request for fees by the attorneys representing the Class. The detailed Long Form Notice, available at www.PortLiberteSettlement.com, explains how to exclude yourself or object. The Court will hold a hearing in the case – *Lionel Medina, et al. v. Simsmetal East, LLC, et al.*, Docket No. HUD-L-1589-24, in the Superior Court of the State of New Jersey, Law Division, Hudson County in Jersey City, New Jersey – on **May 22, 2026 at 10:00 a.m.**, to consider whether to approve the Settlement, and attorneys' fees not to exceed \$491,617.50, plus reimbursement of out-of-pocket litigation costs of \$52,884.92. You may appear at the hearing, but you don't have to. The Court has appointed attorneys (called "Class Counsel") to represent the Class. These attorneys are listed in the detailed Long Form Notice. You may hire your own attorney to appear for you, but you will have to pay that attorney.

Where can I get more information?

For more information, visit www.PortLiberteSettlement.com, call **877-206-2311**, or email **info@PortLiberteSettlement.com**.

Legal Notice: *A Court authorized this Notice. This is not solicitation from a lawyer.*

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