

If You Received a Text Message from Cubamax Travel, Inc., You May Be Entitled to a Payment from a Class Action Settlement

Si desea recibir esta notificación en español, visite nuestra página web.

A settlement has been reached in a class action lawsuit alleging that Cubamax Travel, Inc. (“Cubamax”) sent text messages to wireless telephone numbers without consent of the recipients, in violation of the Telephone Consumer Protection Act, 47 U.S.C. § 227. Cubamax denies the allegations and any wrongdoing. The Court has not decided who is right.

Who’s Included? The Settlement includes all persons who received a text message on their cell phone from Cubamax. Specifically, the class is defined as “All individuals within the United States (i) who were sent a text message (ii) on his or her cellular telephone (iii) using the Nexmo platform (iv) by or on behalf of Cubamax Travel, Inc. (v) promoting one of Cubamax Travel, Inc.’s specials, promotions, and/or locations (vi) from August 8, 2014 through January 3, 2019.” You received this email because records show that you may be a Settlement Class Member.

What Are the Settlement Terms? Cubamax has agreed to pay class members who submit a valid Claim Form and to pay for notice and administration costs of the Settlement, attorneys’ fees and expenses incurred by counsel for the Settlement Class, and a service award for Plaintiff. A Settlement Class Member who submits a timely and valid Claim Form will receive a check for \$7.00, less notice and administration costs, attorneys’ fees and expenses, and a service award. Only one Claim is allowed per Settlement Class Member.

How Can I Get a Payment? To get a payment, you must submit a Claim Form by the deadline stated below. You may submit a Claim Form online at www.CubamaxTCPASettlement.com. To be valid, a Claim Form must be completed fully and accurately, signed under penalty of perjury, and submitted timely. The deadline to file a claim is **11:59 p.m. EST on July 5, 2019**.

Your Other Options. If you do not want to be legally bound by the Settlement, you must exclude yourself by **May 21, 2019**. If you do not exclude yourself, you will release any claims you may have, as more fully described in the Settlement Agreement, available at the Settlement Website. You may object to the Settlement by **May 21, 2019**. The Long Form Notice available on the Settlement Website explains how to exclude yourself or object. The Court will hold a Final Approval Hearing on **June 20, 2019 at 9:00 a.m.** to consider whether to approve the Settlement, a request for attorneys’ fees of up to 18.6% of the total amount of the Settlement, and a service award of \$5,000 to the Class Representative. You may appear at the hearing, either yourself or through an attorney you hire, but you do not have to. For more information, call, or visit the Settlement Website.

www.CubamaxTCPASettlement.com

1-877-698-3790