

If You Purchased or Possess a Second Chance Ultima, Ultimax or Triflex Bullet Proof Vest

Please Read This Legal Notice Carefully, Your Rights Could Be Affected

A court has taken the first step in approving the settlement of a class action lawsuit. The lawsuit involves bullet proof vests manufactured by Second Chance Body Armor, Inc., and sold under the names Ultima, Ultimax and Triflex. In a class action lawsuit, one or more persons (class representatives) sue on behalf of themselves and any other individuals who may have similar claims.

This Notice is a summary only. If you are reading this, but did not receive a mailed notice, please visit www.zylonvestclassaction.com or call the toll-free number below to register in order to receive Settlement proceeds and further information.

What Is This Lawsuit About?

A lawsuit is pending in the District Court for Mayes County, in the State of Oklahoma, relating to bullet proof vests manufactured by Second Chance Body Armor, Inc. ("Second Chance"). These vests contain Zylon®, a fiber manufactured and sold by Toyobo Company, Ltd. ("Toyobo"), and sold by Second Chance and its distributors under the trade names ULTIMA, ULTIMAX and TRIFLEX.

The lawsuit alleges that:

- these vests fail to meet the performance characteristics for which they were warranted,
- the vests are unfit for their intended purpose, and
- the allegedly defective condition of the vests was withheld from the marketplace.

Defendants deny these allegations and any wrongdoing. The Court has not made a final decision either way.

Are You a Class Member?

The Class includes all persons and entities in the United States and its territories, who have purchased, possess or own a bullet proof vest manufactured by Defendant Second Chance, which contains Zylon® (even those who received performance pacs or replacement Monarch vests from Second Chance).

What Are the Terms of The Settlement?

If approved, the Settlement provides three primary benefits to Class Members:

- **\$29 Million Settlement Fund.** Toyobo will pay \$29 million into a settlement fund solely for the benefit of all Class Members. The entire Settlement Fund will be distributed to Class Members proportionately (on a pro rata basis), and none of the twenty-nine million dollars will go back to Toyobo if the Settlement is approved.
- **Replacement Vest Option.** Toyobo will create a Replacement Vest Option in which Class Members will have the opportunity to purchase a replacement vest from Armor Holdings Products, L.L.C. ("Armor") at a deeply discounted price. Each

replacement vest will come with a five year warranty and Armor will be responsible for all transaction costs associated with the purchase and delivery of each vest to Class Members.

- **Voucher/Credit Option.** Class Members also have the option of receiving a non-refundable credit or voucher from Armor. In addition to the benefits provided in the Replacement Vest Option, any Class Member who elects to take Armor credit or voucher (rather than their share of the Settlement Fund) will receive an additional \$25.00 credit per vest to purchase any Armor product available from Armor's distributors.

What Are Your Legal Rights?

Remain a Class Member. If you want to remain a Class Member and participate in this Settlement, you need not do anything at this time. But, to receive Settlement proceeds, you must register your contact information with the Claims Administrator by calling the telephone number or by visiting the Web site no later than **September 9, 2005**. By participating in the Settlement, you will be bound by all orders of the Court relating to the Settlement. If the Settlement is approved, related legal claims against Toyobo Co., Ltd. and Toyobo America, Inc. will be released.



Hire Your Own Lawyer. The Court has approved Class Counsel to represent you at no cost. But, if you choose, you may hire your own lawyer to appear in Court for you. You have to pay that lawyer yourself and that

lawyer must file an Entry of Appearance. Details explaining how to file this Entry are available at the Web site or by calling the toll-free number listed below.

Exclude Yourself. If you do not want to be included as a Class Member, you must exclude yourself. If you exclude yourself, you get no benefits, but you keep the right to file your own lawsuit. To exclude yourself, you must submit a signed Request for Exclusion form no later than **September 9, 2005**. For a copy of this form, please visit the Web site or call the toll-free number below.

Object. You can tell the Court if you do not like this Proposed Settlement or some part of it. To object, you must send a letter that is mailed and postmarked by **September 9, 2005**. For details on how to properly file an objection, please read the detailed notice available at the Web site or by calling the toll-free number below.

The Court has scheduled a final approval hearing for **September 23, 2005**, at 10:00 a.m. (Central time). At that time, the Court will consider whether to approve the Settlement and award attorneys' fees and costs. Any attorney fees awarded by the Court will be paid by Toyobo in addition to the \$29 million and, thus, will not reduce the Settlement Fund for Class Members. The Mayes County Courthouse is located at: 1 Court Place, Pryor, OK 74361-2448. **Please do not contact the Court for information about this Settlement.**

Call: 1-877-567-2754 or Visit: www.zylonvestclassaction.com