

NOTICE OF CLASS ACTION SETTLEMENT

Burris v. AMCORE, Case No. 09 CV 302

United States District Court, Eastern District of Wisconsin, Milwaukee Division

IF YOU USED AN AMCORE BANK ATM BETWEEN MARCH 17, 2008 AND JANUARY 25, 2010 (“CLASS PERIOD”), AND WERE CHARGED A FEE FOR THE USE OF THAT ATM, YOU MAY BE A CLASS MEMBER. THIS SETTLEMENT MAY AFFECT YOUR RIGHTS.

**THIS IS A SUMMARY NOTICE -- FOR MORE INFORMATION, PLEASE VISIT
WWW.CACLAWYERS.COM/AMCOREBANK**

AMCORE Bank has ATMs located in Illinois and Wisconsin. Robert Burris (“Plaintiff”) sued AMCORE Bank (“Defendant”) alleging that several of Defendant’s ATMs violated the Electronic Funds Transfer Act, 15 U.S.C. § 1693 *et seq.*, (“EFTA”), and its implementing regulation, 12 C.F.R. § 205.1 *et seq.*, because the ATMs did not have appropriate surcharge fee notices. To avoid the continued expense of litigation, Defendant has agreed to settle this matter. Under the EFTA, a class may recover up to a maximum of 1% of a defendant’s net worth or \$500,000.00, whichever is less, plus any actual damages, attorneys’ fees and costs. Defendant here has agreed to establish a Settlement Fund of \$240,000.00. Class members may claim in to the Settlement Fund to receive up to \$1,000.00, the maximum statutory damages available to an individual under EFTA. Out of the Settlement Fund, Defendant will also pay class counsel its reasonable attorney fee for prosecuting this case, not to exceed \$100,000.00 (subject to court approval), pay the Plaintiffs who filed suits against Defendant \$3,000.00, and pay the costs of notice and administration. Any Funds remaining after payment of costs of notice, payment to class representatives, class members and class counsel, will be distributed as a *cy pres* to the Boys and Girls Club of Rockford.

On June 2, 2010 at 10:30 a.m., at the United States Courthouse, 517 East Wisconsin Avenue, Milwaukee, WI 53202 in Courtroom 310. Judge Rudolph T. Randa will hold a hearing to decide whether to finally approve this settlement. **YOU DO NOT NEED TO BUT ARE WELCOME TO ATTEND THE HEARING.** If the settlement is approved, all Class Members will be bound by the resulting judgment and court orders, and eligible Class Members will be entitled to claim benefits under the settlement.

You have three choices:

1) If you want to receive your *pro rata* share of the Settlement Fund, up to a maximum of \$1,000.00, you must submit a completed Claim Form, **postmarked by March 26, 2010** to the Settlement Administrator, First Class, Inc., 5410 W. Roosevelt Rd., Unit 222, Chicago, IL 60644. **Failure to submit a Claim Form will mean you receive no money but are still governed by a Release of your rights to sue Defendant for the ATM fee notice claims raised in this Lawsuit.** Download a Claim Form at www.caclawyers.com/amcorebank or call Class Counsel at (312) 782-5808 to request a Claim Form.

2) If you do not want to participate in the Settlement you must write a letter stating, “EXCLUDE ME FROM THE *BURRIS V. AMCORE BANK SETTLEMENT*.” Include your name and address and mail the letter to the Settlement Administrator, First Class, Inc., 5410 W. Roosevelt Rd., Unit 222, Chicago, IL 60644. Your letter must be **postmarked by March 26, 2010** to be valid.

3) If you think the Settlement is unfair, you may object to it by writing a memo stating the specific reasons for your objection and filing it with the Clerk’s Office (United States Courthouse, 517 East Wisconsin Avenue, Milwaukee, WI 53202) and sending a copy to Class Counsel, Lance Raphael of The Consumer Advocacy Center, P.C., 180 W. Washington St., Ste. 700, Chicago, IL 60602 and to Defendant’s Counsel, Howard A. Pollack, Godfrey & Kahn S.C., 780 N. Water Street, Milwaukee, WI 53202, **postmarked on or before March 26, 2010.**

For more information, visit www.caclawyers.com/amcorebank or contact Class Counsel at (312) 782-5808.