EXHIBIT A

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September 9, 2020

VIA EMAIL

Christopher J. Dalton, Esquire
BUCHANAN INGERSOLL & ROONEY PC
550 Broad Street, Suite 810
Newark, New Jersey 07102

Re: Gelis, et al. v. Bayerische Motoren Werke Aktiengesellschaft, et al., United States District Court for the District of New Jersey, Civil Action No. 17-cv-7386 WHW-CLW

Dear Chris:

As you are aware, the Plaintiffs have retained an economic expert for the purpose of rendering an opinion on the value of the settlement to the class. The expert requested the following information:

A. To determine the number of Class Vehicles to receive settlement benefits from the Warranty Extensions:

   a. Provide by Model Year and Model the number of Class Vehicles originally sold.

   b. Provide an estimate of the percentage of the Class Vehicles that are excluded under the terms of the Settlement Agreement.

B. To gain an understanding of Warranty Extensions' claim dollar exposure and estimated occurrence rates for engine replacement where engine damage is due to Oil Pump Chain Module or Timing Chain Module failure:

   a. Provide BMW's <u>current or recent</u> U.S. average dealer warranty claim dollars and labor time for each BMW Service Code for

repairs to be covered under both the Warranty Extensions (Covered Repairs). List separately warranty claim amounts for each of labor, parts, and other costs.

b. Provide Excel spreadsheet databases of Class Vehicles claims/reimbursements for each of New Passenger Vehicle Limited Warranty, Component Warranty Extension, Goodwill and Certified-Preowned. The databases should include the following data elements:

i. Nature of claim repair

ii. Dollars paid segregated into major categories (e.g. parts, labor, other costs, and total)

iii. Labor time and rate

iv. Claim number and claim repair order number

v. Vehicle model year, vehicle identification number and vehicle warranty start date

vi. Repair date and odometer reading

c. Provide the U.S. average per hour dealer warranty labor reimbursement rate for the most recent annual period available.

C. To determine the number of Warranty Extensions' coverage years:

a. Provide the new vehicle warranty coverage for each of the Covered Repairs for every Class Vehicle Model and Model Year (e.g. 4-Year / 50,000 mile).

b. Provide copies of all applicable BMW Component warranty extensions and their effective dates issued prior to the settlement.

D. To assess the consumer value proposition of extended service contracts sold under the BMW brand name:

a. Provide copy of an example contract that applies to each Class Vehicle Model.

b. Provide the current average consumer retail purchase price for each Class Vehicle Model for the 100,000-mile Platinum coverage option.

E. The Warranty Extensions valuations will consider the estimated value of the BMW new vehicle warranty for U.S. consumers. Provide BMW's estimated new vehicle warranty cost rate (%) for the Class Vehicles (estimated average per vehicle warranty costs divided by the average vehicle sale price to U.S. dealers). Estimated warranty costs include both warranty and goodwill claims expected to be paid by BMW to U.S. dealers at dealer warranty reimbursement rates.

F. To gain an understanding of the claim dollar exposure impact of the Warranty Extensions' exclusions and claim evidence and oil change interval adherence requirements:

   a. Confirm there are no differences in exclusions between the New Passenger Vehicle Limited Warranty, Component Warranty Extension and Prospective Repair Program Warranty Extension. If there are differences provide explanation of each.

   b. Provide for each Class Vehicle Model and Model Year the "relevant aspects of the vehicle maintenance schedule" that BMW will require claimant compliance.

   c. Confirm that there are no differences between "Class Vehicle's Condition Based Service Indicator" compliance requirements that will be applied and the recommended maintenance intervals previously provided to the vehicle owner. If there are differences provide explanation of each.

The bulk of the information requested is in BMW's exclusive possession and it should not require great effort to produce the materials. We will consider any information and documents produced as confidential and proprietary information and treat accordingly. To the extent you believe that any of these categories of information have already been produced by BMW, please identify by Bates Numbers where this information is located.

If you have any questions on any of the above do not hesitate to contact us. We welcome the opportunity to meet and confer on these issues. Thanks.

Very truly yours,

/s Randee M. Matloff

Randee M. Matloff

cc: all counsel of record (via email)