

**If You Were Sent a Text Message Promoting Education for Creative Jobs
on August 27, 2008, Please Read this Notice as You May Be Entitled
to a \$200 Payment from a Class Action Settlement.**

A Federal Court authorized this Notice. This is not a solicitation from a lawyer.

- A Settlement has been reached in a class action lawsuit about whether education services company Career Education Corporation sent text ads to consumers without receiving explicit consent to do so. Career Education Corporation is referred to as the “Defendant.”
- You are included if you live in the U.S. or its territories and you were sent a text message that was transmitted by or on behalf of the Defendant without your prior express consent. The text messages advertised educational opportunities at the International Academy of Design and Technology for those seeking “creative” jobs requiring “imagination.” The full text messages are provided below.
- Those included in the Settlement will be eligible to receive a payment of up to \$200. Defendant has also agreed to the entry of a court order preventing them from sending any text message advertisements in the future unless they first properly get a consumer’s express permission.
- Please read this Notice carefully. Your legal rights are affected whether you act, or don’t act.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A CLAIM FORM	This is the only way to receive a payment.
EXCLUDE YOURSELF	You will receive no benefits, but you will retain any rights you currently have to sue the Defendant about the claims in this case.
OBJECT	Write to the Court explaining why you don’t like the Settlement.
GO TO THE HEARING	Ask to speak in Court about your opinion of the Settlement.
DO NOTHING	You won’t get a share of the Settlement benefits and will give up your rights to sue the Defendant about the claims in this case.

These rights and options – **and the deadlines to exercise them** – are explained in this Notice.

BASIC INFORMATION

1. Why was this Notice issued?

A Court authorized this Notice because you have a right to know about a proposed Settlement of this class action lawsuit and about all of your options, before the Court decides whether to give final approval to the Settlement. This Notice explains the lawsuit, the Settlement, and your legal rights.

Judge Virginia M. Kendall, of the U.S. District Court for the Northern District of Illinois, is overseeing this case. The case is known as *Rojas v. Career Education Corporation*, No. 10-cv-05260. The person who sued is called the Plaintiff. The Defendant is Career Education Corporation.

2. What is a Class Action?

In a class action, one or more people called class representatives (in this case, Sergio Rojas and Sheila Fahey who is a Plaintiff in a related class action) sue on behalf of a group or a “class” of people who have similar claims. In a class action, the court resolves the issues for all Class Members, except for those who exclude themselves from the Class.

3. What is this Lawsuit about?

This lawsuit claims that unsolicited text message advertisements promoting Defendant’s educational programs were sent to consumers from the abbreviated phone number 21021. The lawsuit claims that Defendant violated the Telephone Consumer Protection Act because consumers did not consent to receive these text message advertisements. The Defendant denies it violated any law.

The Court has not determined who is right. Rather, the Parties have agreed to settle the lawsuit to avoid the uncertainties and expenses associated with ongoing litigation.

4. What type of text message ads were sent?

The lawsuit claims that on August 27, 2008 certain consumers were sent one of the following text messages:

- IMAGINE HAVING A JOB U LUV! CREATIVES DO SO CAN U.
REPLY WITH “Y” TO LEARN MORE ABOUT THE ACADEMY.
BY CEC. STD / OTHER CHARGES MAY APPLY. STOP 2 END
- IMAGINE A JOB WHERE U CAN USE UR IMAGINATION AND GET PAID 4 IT!
REPLY Y TO HEAR HOW U CAN BEGIN 2 EARN UR DEGREE TODAY!
BY CEC. STD OTH CHGS APPLY. STOP 2 END

These text messages were sent from short code “21021.” A short code is an abbreviated telephone number that can be used by companies to send text messages in bulk. This short code will appear on the cell phone that received these text messages as well as on your cell phone bill.

5. Why is there a Settlement?

The Court has not decided whether the Plaintiff or the Defendant should win this case. Instead, both sides agreed to a Settlement. That way, they avoid the uncertainties and expenses associated with ongoing litigation, and Class Members will get compensation now rather than, if at all, years from now.

WHO’S INCLUDED IN THE SETTLEMENT?

6. How do I know if I am in the Settlement Class?

The Court decided that everyone who fits this description is a member of the **Settlement Class**:

Anyone in the United States and its territories who on August 27, 2008 was sent the following text messages for Career Education Corporation:

- IMAGINE HAVING A JOB U LUV! CREATIVES DO SO CAN U.
REPLY WITH “Y” TO LEARN MORE ABOUT THE ACADEMY.
BY CEC. STD / OTHER CHARGES MAY APPLY. STOP 2 END
- IMAGINE A JOB WHERE U CAN USE UR IMAGINATION AND GET PAID 4 IT!
REPLY Y TO HEAR HOW U CAN BEGIN 2 EARN UR DEGREE TODAY!
BY CEC. STD OTH CHGS APPLY. STOP 2 END

THE SETTLEMENT BENEFITS

7. What does the Settlement provide?

Defendant has created a Settlement Fund totaling \$19,999,400. The cost to administer the Settlement, the cost to inform people about the Settlement, as well as attorneys’ fees and payments to the Class Representatives will also come out of these funds (*see* Question 14). The amount remaining after deducting these costs will be paid to eligible Class Members who submit valid claims.

Protection from Future Unauthorized Messages: Defendant has agreed to not send text messages to consumers who have not given their prior express consent to receive text messages. Additionally, Defendant will be required, and/or they must require their business partners, to maintain all records of such consent for four years.

You can read a detailed description of the future protection applicable to Defendant in the Settlement Agreement.

8. How much will my payment be?

If you are member of the Settlement Class, and the Court gives final approval to the Settlement, you may be entitled to receive up to \$200. The amount of your exact payment cannot be calculated at this time. Your payment will depend on

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the total number of valid claims that are filed. The Class contains approximately 99,997 members. Your payment may be reduced if the amount required to pay all claims made by the Settlement Class exceeds the amount available to Class Members (after paying fees and expenses from the Settlement Fund).

9. When will I get my payment?

You should receive a check from the Settlement Administrator within 60-90 days after the Settlement has been finally approved and/or after any appeals have been resolved in favor of the Settlement. The hearing to consider the final fairness of the Settlement is scheduled for October 23, 2012. All checks will expire and become void 90 days after they are issued. Any uncashed checks issued from the Settlement Fund will be donated to charitable or non-profit organizations approved by the Court.

HOW TO GET BENEFITS

10. How do I get benefits?

If you are a Class Member and you want to participate in the Settlement, you must complete and submit a truthful Claim Form by **December 7, 2012**. You should have received a Claim Form in the mail or as a link in an email with a summary of this Notice. If you did not receive a Claim Form, a copy can be found at www.CareerTextSettlement.net or by calling, toll free, 1-800-905-7056. The Claim Form can be submitted online at the website or by mail.

We also encourage you to submit your claim electronically. Not only is it easier and more secure, but it is completely free and takes only minutes!

REMAINING IN THE SETTLEMENT

11. What am I giving up if I stay in the Class?

If the Settlement becomes final, you will give up your right to sue the Defendant for the claims being resolved by this Settlement. The specific claims you are giving up against the Defendant are described in Section 3 of the Settlement Agreement. You will be “releasing” the Defendant and all related people as described in Section 1.30 of the Settlement Agreement. Unless you exclude yourself (*see* Question 15), you are “releasing” the claims, regardless of whether you submit a claim or not. The Settlement Agreement is available through the “Court Documents” link on the website.

The Settlement Agreement describes the released claims with specific descriptions, so read it carefully. If you have any questions you can talk to the lawyers listed in Question 18 for free or you can, of course, talk to your own lawyer if you have questions about what this means.

12. What happens if I do nothing at all?

If you do nothing, you won't get any benefits from this Settlement. But, unless you exclude yourself, you won't be able to start a lawsuit or be part of any other lawsuit against the Defendant for the claims being resolved by this Settlement.

THE LAWYERS REPRESENTING YOU

13. Do I have a lawyer in the case?

The Court has appointed Jay Edelson, Myles McGuire, and Ryan D. Andrews of Edelson McGuire, LLC to be the attorneys representing the Settlement Class. They are called “Class Counsel.” They believe, after conducting an extensive investigation, that the Settlement Agreement is fair, reasonable, and in the best interests of the Settlement Class. You will not be charged for these lawyers. If you want to be represented by your own lawyer in this case, you may hire one at your expense.

14. How will the lawyers be paid?

Class Counsel will petition the Court for up to 33% of the Settlement Fund for attorneys' fees and expenses for investigating the facts, litigating the case, and negotiating the Settlement in this matter. Defendant may argue that Class Counsel is entitled to less than this amount. The Court will make a decision as to the proper amount. Under the Settlement Agreement, any amount awarded to Class Counsel will be paid out of the Settlement Fund.

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Subject to approval by the Court, Defendant has agreed to pay \$30,000 to the Class Representatives from the Settlement Fund for their services in helping to settle this case.

EXCLUDING YOURSELF FROM THE SETTLEMENT

15. How do I get out of the Settlement?

To exclude yourself from the Settlement, you must send a letter (or request for exclusion) by mail stating that you want to be excluded from the *Rojas v. Career Education Corporation*, No. 10-cv-05260 Settlement. Your letter or request for exclusion must also include your name, your address, the phone number that received the relevant text message(s), and your signature. You must mail your exclusion request postmarked no later than **September 25, 2012**, to:

Rojas v. CEC Settlement Administrator
c/o GCG
P.O. Box 9838
Dublin, OH 43017-5738

16. If I don't exclude myself, can I sue the Defendant for the same thing later?

No. Unless you exclude yourself, you give up any right to sue the Defendant for the claims being resolved by this Settlement.

17. If I exclude myself, can I get anything from this Settlement?

No. If you exclude yourself, do not submit a Claim Form to ask for benefits.

OBJECTING TO THE SETTLEMENT

18. How do I object to the Settlement?

If you're a Class Member, you can object to the Settlement if you don't like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a letter stating that you object to the Settlement in *Rojas v. Career Education Corporation*, No. 10-cv-05260 and identify all your reasons for your objections (including citations and supporting evidence) and attach any materials you rely on for your objections. Your letter or brief must also include your name, your address, your cellular telephone number that received the unauthorized text message(s), and your signature.

Class Counsel will file with the Court and post on this website its request for attorneys' fees two weeks prior to the objection deadline.

If you want to appear and speak at the Final Approval Hearing to object to the Settlement, with or without a lawyer (explained below in answer to Question Number 22), you must say so in your letter or brief. Mail the objection to these three different places postmarked no later than **September 25, 2012**:

Court	Class Counsel	Defendant's Counsel
The Hon. Virginia M. Kendall c/o Clerk of the Court Everett McKinley Dirksen United States Courthouse 219 South Dearborn St Chicago, IL 60604	Myles McGuire Edelson McGuire, LLC 350 North LaSalle St Suite 1300 Chicago, IL 60654	Christopher B. Wilson Perkins Coie LLP 131 South Dearborn St Suite 1700 Chicago, IL 60603-5559

19. What's the difference between objecting and excluding myself from the Settlement?

Objecting simply means telling the Court that you don't like something about the Settlement. You can object only if you stay in the Class. Excluding yourself from the Class is telling the Court that you don't want to be part of the Class. If you exclude yourself, you have no basis to object because the case no longer affects you.

THE COURT'S FINAL APPROVAL HEARING

20. When and where will the Court decide whether to approve the Settlement?

The Court will hold the Final Approval Hearing at **9:00 a.m.** on **October 23, 2012** in Courtroom 2319 of the Everett McKinley Dirksen United States Courthouse, 219 South Dearborn Street, Chicago, IL 60604. The purpose of the hearing will be for the Court to determine whether to approve the Settlement as fair, reasonable, adequate, and in the best interests of the Class; to consider Class Counsel's request for up to 33% of the Settlement Fund for attorneys' fees and expenses; and to consider the request for an incentive award to the Class Representatives in the amount of \$30,000. At that hearing, the Court will be available to hear any objections and arguments concerning the fairness of the Settlement.

The hearing may be postponed to a different date or time without notice, so it is a good idea to check www.CareerTextSettlement.net or call 1-800-905-7056. If, however, you timely objected to the Settlement and advised the Court that you intend to appear and speak at the Final Approval Hearing, you will receive notice of any change in the date of such Final Approval Hearing.

21. Do I have to come to the hearing?

No. Class Counsel will answer any questions the Court may have. But, you are welcome to come at your own expense. If you send an objection or comment, you don't have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay another lawyer to attend, but it's not required.

22. May I speak at the hearing?

Yes. You may ask the Court for permission to speak at the Final Approval Hearing. To do so, you must send a letter saying that it is your "Notice of Intent to Appear in *Rojas v. Career Education Corporation*, No. 10-cv-05260." It must include your name, address, telephone number and signature as well as the name and address of your lawyer, if one is appearing for you. Your Notice of Intent to Appear must be postmarked no later than **September 25, 2012**, and be sent to the addresses listed in Question 18. You must also state in your objection that you plan on appearing at the hearing.

GETTING MORE INFORMATION

23. Where do I get more information?

This Notice summarizes the Settlement. More details are in a Settlement Agreement. You can get a copy of the Settlement Agreement at www.CareerTextSettlement.net. You may also write with questions to Rojas v. CEC Settlement Administrator, c/o GCG, P.O. Box 9838, Dublin, OH 43017-5738. You can call the Settlement Administrator at 1-800-905-7056 or Class Counsel at 1-866-354-3015, if you have any questions. Before doing so, however, please read this full Notice carefully. You may also find additional information elsewhere on the case website.