

**If you worked in the Bracero Program between 1942 and 1946,  
or if you are the surviving spouse or child of such a bracero,  
and you are living in the United States,  
you could get an award from a class action settlement.**

*A federal court authorized this notice. This is not a solicitation from a lawyer.*

- Seven years ago, six men who worked in the Bracero Program between 1942 and 1946 filed a lawsuit. The lawsuit claims that during those years ten percent of the wages that braceros earned were set aside for a “savings fund” but never paid back and are still owed to the braceros.
- The Government of Mexico does not agree with the claims of the lawsuit and denies having acted wrongly.
- However, to settle this lawsuit, the Mexican Government has agreed to provide a one-time award consisting of 38,000 pesos to eligible braceros, living in the United States, who can prove that they worked in the Bracero Program between January 1, 1942 and December 31, 1946 and who are Mexican nationals, as evidenced by a Mexican passport, Mexican voting card, or Mexican Military Service card. Alternatively, if the bracero is deceased, a surviving spouse or children, living in the United States who are Mexican nationals as evidenced by a Mexican passport, Mexican voting card, or Mexican military service card and are able to provide the required documentation, can claim and receive the award.
- The Court in charge of this case still has to decide whether to approve the settlement. Awards will be delivered if the Court approves the settlement and after any appeals are resolved, as long as the bracero submit all the required documentation. Please be patient.
- Your legal rights are affected whether you act or don't act. Please read this notice carefully.

## YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

SUBMIT A CLAIM FORM	The only way to get an award.
EXCLUDE YOURSELF	Get no award. This is the only option that allows you to ever be part of any other lawsuit about the legal claims in this case against the Mexican Government, Banco de México, or the other two bank defendants, Banco Nacional de Crédito Rural, or Patronato del Ahorro Nacional.
OBJECT	Write to the Court about why you don't like the settlement.
GO TO A HEARING	Ask to speak in Court about the fairness of the settlement.
DO NOTHING	Get no award. Give up rights.

## BASIC INFORMATION

### 1. What is this lawsuit about?

The lawsuit claims that braceros who worked in the United States during World War II, between January 1, 1942 and December 31, 1946, had a portion of their wages withheld from them as part of a "savings fund" program; that the "savings fund" monies were transferred to Mexican state-owned banks to be refunded to them upon their return to Mexico; and that as a result of actions by the Mexican Government and the Mexican state-owned banks, the plaintiffs and similarly situated braceros were never refunded their portions of those savings funds. The Mexican Government and state-owned banks do not agree with these allegations and deny any wrongdoing.

### 2. Why is this a class action?

In a class action, one or more people called Class Representatives sue on behalf of people who have similar claims. All these people are a Class or Class Members. One court resolves the issues for all Class Members, except for those who exclude themselves from the Class. U.S. District Judge Charles Breyer is in charge of this class action.

### 3. Why is there a Settlement?

The Court did not decide in favor of Plaintiffs or Defendants. There was no trial. Instead, both sides agreed to a settlement. That way, both sides avoid the cost, delay and risks of a trial, and the people affected will get awards. The Class Representatives and the attorneys think the settlement is best for all Class Members.

IF YOU HAVE ANY QUESTIONS CALL THE TOLL FREE NUMBER AT 1 (877)-436-9359

## WHO IS IN THE SETTLEMENT?

### 4. How do I know if I am in the Settlement?

If you are a class member, you are in the settlement. Judge Breyer decided that everyone who fits this description is a Class Member: All current U.S. residents who (a) worked as braceros during the period January 1, 1942 through December 31, 1946, (b) have not previously registered in the braceros registry compiled by the *Secretaria de Gobernacion* and (c) are Mexican citizens as evidenced by a Mexican passport, a Mexican voting card or a Mexican Military Service card, or are the surviving spouses or children of such braceros now deceased who are or become Mexican nationals and/or dual nationals as evidenced by a Mexican passport, Mexican voting card, or Mexican Military Service card.

## THE SETTLEMENT BENEFITS—WHAT YOU GET

### 5. What benefits does the settlement provide?

The Mexican Government has agreed:

- To permit Class Members to file claims for awards from the Braceros Social Relief Fund without having previously registered with the *Secretaria de Gobernacion* and without traveling to Mexico. Claims must be submitted by bring them to the Consular Section of the Mexican Embassy in Washington, D.C. or to any Mexican Consulate in the United States.
- To preserve funds in the Social Relief Fund, except to the extent that supervening circumstances beyond its control make that impossible, to make 38,000 pesos awards to members of the Class who present the required documentation.
- To pay to publicize the availability of these 38,000 peso awards.

## HOW YOU GET AN AWARD—SUBMITTING A CLAIM

### 6. How can I get an award ?

To qualify for an award, you must complete and submit a claim. A claim form, with instructions, is attached to this Notice. You may also get a claim form on the internet at [www.embassyofmexico.org](http://www.embassyofmexico.org) or at [www.casobracer.com](http://www.casobracer.com). Read the instructions on the claim form carefully. Fill out the form and include all the documents the form asks for. You must personally deliver your claims form and documents either to the Consular Section of the Embassy of Mexico, 2827 16th. Street, N.W., Washington, D.C., 20009-4260 , or to one of the Mexican Consulates listed on the next page **between October 23, 2008 and December 23, 2008.**

Class Counsel can also submit the Claim Form and Documents on your behalf, provided that he presents before the Consular Section of the Embassy of Mexico or the Mexican Consulates listed above, a letter of authorization signed by you before two witnesses.

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Copies of official IDs of you, Class Counsel and witnesses should be attached to the letter of authorization.

For information about how to present a Claim Form and Documents through the Class Counsel call the toll free Bracero Social Relief Fund Hotline at: 1.877.436.9359.

## 7. Where do I bring my claim form?

You must bring your claim form and documents to the **Consular Section of the Embassy of Mexico**, 2827 16th. Street, N.W., Washington, D.C., 20009-4260 or to any Mexican Consulate in the United States.

Addresses and telephone numbers for Mexican Consulates are listed below:

**Arizona** Douglas, 1201 F Avenue, Douglas, Arizona 85607  
Tel: (520) 364-3142 <http://portal.sre.gob.mx/douglas/>  
Nogales, 571 N. Grand Ave., Nogales, Arizona 85621  
Tel: (520) 287-3381 <http://portal.sre.gob.mx/nogales/>  
Phoenix, 1990 W. Camelback, Suite 110, Phoenix, Arizona 85015  
Tel: (602) 242-7398 <http://portal.sre.gob.mx/phoenix/>  
Tucson, 553 S. Stone Ave., Tucson, Arizona 85701  
Tel: (520) 882-5595 <http://portal.sre.gob.mx/tucson/>

**Arkansas** Little Rock, 3500 South University Ave., Little Rock, AR 72204  
Tel: (501) 372-6933 <http://portal.sre.gob.mx/littlerock/>

**California** Calexico, 408 W. Heber Ave., Calexico, CA 92231  
Tel: (760) 357-3863 <http://portal.sre.gob.mx/calexico/>  
Fresno, 2409 Merced St., Fresno, CA 93721  
Tel: (559) 233-3065 <http://portal.sre.gob.mx/fresno/>  
Los Angeles, 2401 W. 6th St., Los Angeles, CA 90057  
Tel: (213) 351-6800 <http://www.sre.gob.mx/losangeles/>  
Oxnard, 3151 West Fifth Street E100, Oxnard, CA 93030  
Tel: (805) 984-8738  
Sacramento, 1010 8th St., Sacramento, CA 95814  
Tel: (916) 441-3287 <http://portal.sre.gob.mx/sacramento/>  
San Bernadino, 293 North "D" Street, San Bernadino, CA 92401  
Tel: (909) 889-9837 <http://portal.sre.gob.mx/sacramento/>  
San Diego, 1549 India St., San Diego, CA 92101  
Tel: (619) 231-8414 <http://portal.sre.gob.mx/sandiego/>  
San Francisco, 532 Folsom St., San Francisco, CA 94105  
Tel: (415) 354-1732 [http://portal.sre.gob.mx/con\\_sanfrancisco/](http://portal.sre.gob.mx/con_sanfrancisco/)  
San Jose, 540 North First St., San Jose, CA 95112  
Tel: (408) 294-1954 <http://portal.sre.gob.mx/sanjose/>  
Santa Ana, 828 N. Broadway St., Santa Ana, CA 92701-3424  
Tel: (714) 835-3069 <http://portal.sre.gob.mx/santaana/>

**Colorado** Denver, 48 Steele St., Denver, CO 80206  
Tel: (303) 331-1110 <http://portal.sre.gob.mx/denver/>

**Florida** Miami, 5975 SW 72nd Street (Sunset Dr.), Suite 301-303, Miami, Florida 33143  
Tel: (786) 268-4900 <http://portal.sre.gob.mx/miami/>  
Orlando, 100 West Washington St., Orlando, Florida 32801-2315  
Tel: (407) 422-0514 <http://portal.sre.gob.mx/orlando/>

**Georgia** Atlanta, 2600 Apple Valley Rd, Atlanta, Georgia 30319  
Tel: (404) 266-2233 <http://portal.sre.gob.mx/atlanta/>

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**Illinois** Chicago, 204 S. Ashland Ave., Chicago, IL 60607  
Tel: (312) 855-1380 <http://portal.sre.gob.mx/chicago>

**Indiana** Indianapolis, 39 West Jackson Place, Suite 103, Indianapolis, IN 46225  
(317) 951-0005 <http://portal.sre.gob.mx/indianapolis/>

**Louisiana** New Orleans, 901 Convention Center Blvd., Suite 119, New Orleans, LA 70130  
Tel: (504) 272-2198 <http://portal.sre.gob.mx/nuevaorleans/>

**Massachusetts** Boston, 20 Park Plaza, Suite 506, Boston, MA 02116  
Tel: (617) 426-4181 <http://portal.sre.gob.mx/boston/>

**Michigan** Detroit, Penobscot Building, 645 Griswold Ave., Suite 830, Detroit, MI 48226  
Tel: (313) 964-4515 <http://portal.sre.gob.mx/detroit/>

**Minnesota** Saint Paul, 797 East 7<sup>th</sup> St., Saint Paul, MN 55106  
Tel: (651) 771 5494 <http://portal.sre.gob.mx/saintpaul/>

**Missouri** Kansas City, 1600 Baltimore, Suite 100, Kansas City, MO 64108  
Tel: (816) 556-0800 <http://portal.sre.gob.mx/kansascity/>

**Nebraska** Omaha, 3552 Dodge St., Omaha, NE 68131-3210  
Tel: (402) 595-1841 <http://portal.sre.gob.mx/kansascity/>

**Nevada** Las Vegas, 330 S. Fourth St., Las Vegas, NV 89101  
Tel: (702) 383-0623 <http://portal.sre.gob.mx/lasvegas/>

**New Mexico** Albuquerque, 1610 4th Street NW, Albuquerque, NM 87102  
Tel: (505) 247-4177 <http://portal.sre.gob.mx/albuquerque/>

**New York** New York, 27 East 39<sup>th</sup> St., New York, NY 10016  
Tel: (212) 217-6400 <http://portal.sre.gob.mx/nuevayork/>

**North Carolina**  
Raleigh, 336 E. Six Forks Road, Raleigh, NC 27609  
Tel: (919) 754-0046 <http://portal.sre.gob.mx/raleigh/>

**Oregon** Portland, 1234 S.W. Morrison Street, Portland, OR 97205  
Tel: (503) 274-1442 <http://portal.sre.gob.mx/portland>

**Pennsylvania** Philadelphia, 111 S. Independence Mall East, Ste 310, The Bourse Bldg,  
Philadelphia, PA 19106  
Tel: (215) 922-4312  
<http://www.sre.gob.mx/acerca/directorio/consulados/filadelfia.htm>

**Texas** Austin, 800 Brazos Street, Suite 330, Austin, TX 78701  
Tel: (512) 478-2866 <http://portal.sre.gob.mx/austin/>  
Brownsville, 301 Mexico Blvd., Suite F-2, Brownsville, TX 78520  
Tel: (956) 542-4431 <http://portal.sre.gob.mx/brownsville/>  
Corpus Christi, 800 N. Shoreline Blvd. Suite 410, North Tower  
Corpus Christi, TX 78401  
Tel: (512) 882-3375  
Dallas, 8855 Stemmons Freeway, Dallas, TX 75247  
Tel: (214) 252-9250 <http://portal.sre.gob.mx/dallas/>  
Del Rio, 2398 Spur 239, Del Rio, TX 78840  
Tel: (830) 775-2352 <http://portal.sre.gob.mx/delrio/>  
Eagle Pass, 2252 E. Garrison St Eagle Pass Texas 78852  
Tel: (830) 773-9255 <http://portal.sre.gob.mx/eaglepass/>  
El Paso, 910 E. San Antonio Ave., El Paso, TX 79901  
Tel: (915) 532-5540 <http://portal.sre.gob.mx/elpaso/>

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Houston, 4506 Caroline St., Houston, TX 77004  
Tel: (713)-271-6800 <http://portal.sre.gob.mx/houston/>  
Laredo, 1612 Farragut St., Laredo, TX 78040  
Tel: (956) 723-0990 <http://portal.sre.gob.mx/laredo/>  
McAllen, 600 S. Broadway St., McAllen, TX 78501  
Tel: (956) 686-0244  
Midland, 511 W. Ohio, Suite 121, Midland, TX 79701  
Tel: (915) 687-2334  
Presidio, Juarez Ave. and 21 de Marzo Presidio, TX 79845  
Tel: (432) 229-2788 <http://portal.sre.gob.mx/presidio/>  
San Antonio, 127 Navarro St., San Antonio, TX 78205  
Tel: (210) 227-9145 <http://portal.sre.gob.mx/sanantonio/>

**Utah** Salt Lake City, 155 South 300 West, Salt Lake City, Utah 84101  
Tel: (801) 521-8502 <http://portal.sre.gob.mx/saltlake/>

**Washington** Seattle, 2132 Third Ave., Seattle, WA 98121  
Tel: (206) 448-3526 <http://portal.sre.gob.mx/seattle/>

### **8. When will I get an award?**

The Court will hold a hearing to decide whether to approve the settlement. If Judge Breyer approves the settlement after that, there may be appeals. If there are appeals, resolving them can take time, perhaps more than a year. If there are no appeals, delivery of awards will be much quicker. Everyone who submits a claim form will be informed of the progress of the settlement. Please be patient.

### **9. What am I giving up to get an award or stay in the Class?**

Unless you exclude yourself, you are staying in the class, and that means that you can't sue, continue to sue or be part of any other lawsuit against the Mexican defendants about the legal issues in *this* case. It also means that all of the Court's orders will apply to you and legally bind you.

## **EXCLUDING YOURSELF FROM THE SETTLEMENT**

If you don't want an award from this settlement, but you want to keep the right to sue or continue to sue the Mexican Defendants on your own about the legal issues in this case, then you must take steps to get out. This is called excluding yourself — or is sometimes referred to as opting out of the settlement Class.

### **10. How do I get out of the settlement?**

To exclude yourself from the settlement, you request exclusion. Sign and send a letter by mail containing your name, address and the following statement: "I understand that I am requesting to be excluded from the class monetary settlement and that I will receive no money from the settlement." Be sure to include your name, address and signature. Your letter must be received, at all three addresses below, no later than December 23, 2008:

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## **COURT CLASS COUNSEL**

Exclusions:

*Cruz v Cruz v. Estados Unidos*

*Mexicanos*

Clerk of Court

United States District Court

450 Golden Gate Ave., 16th Floor

San Francisco, CA 94102

Matthew J. Piers

Joshua Karsh

Braceros Settlement

P.O. Box 641610

Chicago, IL 60664-1610

## **DEFENSE COUNSEL**

Jonathan I. Blackman

Cleary Gottlieb Steen &

Hamilton LLP

One Liberty Plaza

New York, NY 10006

If you ask to be excluded, you will not get any settlement award, and you cannot object to the Settlement. You will not be legally bound by anything that happens in this lawsuit. You may be able to sue (or continue to sue) the Mexican Defendants in the future.

### **11. If I exclude myself, can I get an award from this settlement?**

No. If you exclude yourself, do not send in a claim form to ask for any award.

## **THE LAWYERS REPRESENTING YOU**

### **12. Do I have a lawyer in this case?**

The Court asked the law firm of law firm of Hughes, Socol, Piers, Resnick & Dym, Ltd., in Chicago, IL, to represent you and other Class Members. These lawyers are called Class Counsel.

You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

### **13. How will the lawyers be paid**

Class counsel will ask the Court to approve payment of \$2,800,000 to compensate the many lawyers that have worked on this case on behalf of the plaintiffs and the class for attorney's fees and expenses. The Mexican Defendants have agreed to pay that amount, which would pay the lawyers for investigating the facts, litigating the case, and negotiating the settlement. The Court may award less than this amount. The Mexican

Con formato: Español  
(España - alfab. internacional)

Con formato: Español  
(España - alfab. internacional)

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defendants will separately pay the fees, payments and expenses the Court awards. These amounts will not reduce the funds available for Class Members. The Mexican Defendants will also pay up to \$500,000 to publicize the settlement and the available benefits and to administer the settlement.

## **OBJECTING TO THE SETTLEMENT**

You can tell the Court that you don't agree with the settlement or some part of it.

### **14. How do I tell the Court if I don't like 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, which must be received no later than December 23, 2008, to both of the addresses below:

#### **CLASS COUNSEL**

Class Counsel  
Matthew J. Piers  
Joshua Karsh  
Braceros Settlement  
P.O. Box 641610  
Chicago, IL 60664-1610

#### **DEFENSE COUNSEL**

Jonathan I. Blackman  
Cleary Gottlieb Steen & Hamilton LLP  
One Liberty Plaza  
New York, NY 10006

If you choose to object to the settlement, your objection must be in writing. It must be specific about your basis or bases for objecting to the settlement. And you must include: (a) the full name and current address of the objector; (b) any supporting documents; and (c) proof of your membership in the class.

### **15. What's the difference between Objecting and Excluding?**

Objecting is simply telling the Court that you don't like something about the settlement. You can object only if you stay in the Class. Excluding yourself 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 FAIRNESS HEARING**

The Court will hold a hearing to decide whether to approve the settlement. You may attend and you may ask to speak, but you don't have to.

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## **16. When and where will the Court decide whether to approve the settlement?**

The Court will hold a Fairness Hearing on February 6, 2009, at 10 a.m., at the United States District Court for the Northern District of California, Golden Gate Ave., San Francisco, CA 94102, in Courtroom 8 on the 19th Floor. At this hearing the Court will consider whether the settlement is fair, reasonable, and adequate. If there are written objections, the Court will consider them. The Court may also decide how much to pay to Class Counsel. After the hearing, the Court will decide whether to approve the settlement. We do not know how long these decisions will take.

## **17. Do I have to come to the hearing?**

No. Class Counsel will answer questions Judge Breyer may have. But you are welcome to come at your own expense. If you send an objection, 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 get your own lawyer to attend, but it's not necessary.

## **IF YOU DO NOTHING**

### **18. What happens if I do nothing at all?**

If you do nothing, you'll get no award from this settlement. But, unless you exclude yourself, you won't be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against the Mexican Defendants about the legal issues in this case, ever again.

## **GETTING MORE INFORMATION**

### **19. Are there more details about the settlement?**

This notice summarizes the proposed settlement. More details are in a Settlement Agreement. You can get a copy of the Settlement Agreement by writing to Braceros Settlement, P.O. Box 641610, Chicago, IL 60664-1610 or by visiting [www.casobracero.com](http://www.casobracero.com).

### **20. How do I get more information?**

You can call 1 (877) 436 9359 toll free; write to Braceros Settlement, P.O. Box 641610, Chicago, IL 60664-1610; or visit [www.casobracero.com](http://www.casobracero.com), where you will find answers to common questions about the settlement, a claim form, plus other information to help you determine whether you are a Class Member and whether you are eligible for a award.

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