

THE CIRCUIT COURT FOR KNOX COUNTY, TENNESSEE

**NOTICE OF FINAL APPROVAL OF CLASS ACTION SETTLEMENT  
REGARDING JTV's ANDESINE-LABRADORITE  
AND PROOF OF CLAIM AND RELEASE**

The Settlement has been granted final approval by the Circuit Court for Knox County, Tennessee in the class action known as *Hurd v. America's Collectibles Network, Inc. d/b/a Jewelry Television*, No. 225508 ("the Lawsuit"). You were initially sent on November 13 notice of the proposed Settlement in a document called a Notice of Pendency of Class Action, Proposed Settlement and Settlement Hearing. You were sent this Notice because JTV's purchase records show that you bought red and/or green A-L gemstones or jewelry between May 1, 2004 and July 31, 2008 (the "Class Period").

This document contains the claim form through which you may seek benefits under the Settlement with Jewelry Television® ("JTV") with respect to its sales of red and/or green Andesine-Labradorite ("A-L") gemstones and jewelry and other A-L products.

This means you may be a member of one or both of the Settlement Classes and may be eligible for a recovery in accordance with the terms of the Settlement. Because the Settlement is now final, you may submit a claim to receive a cash refund or JTV store credit. If your claim is accepted, you will be notified of the benefits to which you are entitled or which you will receive.

***IMPORTANT DEADLINE:***

***To be eligible to recover benefits under the Settlement,  
you must properly complete and return the attached claim form,  
together with the A-L gemstones (as applicable)  
and proof of purchase, by mail or other delivery service  
(postmarked no later than April 20, 2009).***

***Send claim forms, A-L Gemstones (as applicable), and proof to:***

**A-L Returns**

**190 Hayfield Road**

**Bay No. 1**

**Knoxville, TN 37922**

**SUMMARY OF THE BENEFITS THAT THE SETTLEMENT PROVIDES**

You may receive benefits for each type of item that is covered. For example, if you purchased jewelry only, you may recover as outlined for jewelry. If you purchased loose gemstones only, you may select one of the three options described for loose gemstones. If you purchased both jewelry and loose gemstones, you may recover for the jewelry and select one of the three options described for the loose gemstones.

**C. Benefit Option 3: This option is for people who only want a store credit from JTV in exchange for their A-L Gemstones.**

Upon return of the A-L Gemstone(s) to JTV, the Benefit Option 3 Claimant will receive a store credit for the full purchase price of the Gemstone(s). The store credits will have the following limitations, subject to the exception noted below: the store credit will be payable over four quarters, meaning 25% every three months. The amount of store credit issued each quarter must be used in that quarter. The store credit can be applied toward fifty percent (50%) of the purchase price of any newly purchased items from JTV.

JTV must honor a maximum of \$1.5 million in store credits from Settlement Benefit Options 3 and 1 each quarter. If the total amount of claims for store credit under Benefit Options 3 and 1 are more than \$6,000,000, the number of quarters and the amount available for use each quarter will be adjusted so that no more than \$1.5 million in store credit comes due in any quarter. Claimants under Benefit Options 3 and 1 will be notified of those adjustments and will still receive store credit as applicable for the Gemstone(s), plus shipping and taxes. Also, note that the store credit may not be used with any other discounts. Also, purchases made with store credit are final and not subject to JTV's normal return policies.

***Summary of the Settlement Option Available to Settlement Class 2, the "A-L Jewelry and Other Products Purchaser Class."***

**IF YOU PURCHASED A-L JEWELRY, GEMSTONE PARCELS INCLUDING A-L, OR ANY OTHER PRODUCT OTHER THAN LOOSE GEMSTONES, THIS SECTION APPLIES TO YOUR CLAIM**

- **Do Not Return Your A-L Jewelry and Other Products.** You do not need to return your A-L jewelry or other product to make a claim.
- **The Settlement provides only one option for A-L Jewelry and Other Products Purchaser Class Members:**

JTV will establish a separate settlement fund of \$200,000. People who purchased A-L Jewelry or Other Products may seek to recover out of this fund by submitting a claim, together with proof of purchase. Upon receipt of the claims, JTV will determine the total amount of the claims, and each Claimant with an approved claim will receive his or her pro rata share of the fund.

<b>If you Purchased</b>	<b>You must...</b>	<b>In order to be eligible to receive...</b>
<b>Loose Gemstones</b>	<ul style="list-style-type: none"> <li>▪ Submit a claim form and proof of purchase.</li> <li>▪ You must elect one, but not more than one, of the benefit options.</li> <li>▪ <u><b>You must return your gemstones.</b></u></li> </ul>	<p><b>Benefit Option 1: Cash Refund with Possible Store Credits</b></p> <ul style="list-style-type: none"> <li>▪ <u>If total Option 1 claims do not exceed \$1 million:</u> You will receive a <b>full cash refund.</b></li> <li>▪ <u>If total Option 1 claims exceed \$1 million:</u> You will receive your share of a \$1 million fund, divided on a <i>pro rata</i> basis, among all those who submit claims, <b>plus</b> a store credit for 40% of the remainder of your purchase price.</li> </ul>
		<p><b>Benefit Option 2: Cash Refund Only</b></p> <ul style="list-style-type: none"> <li>▪ <u>If total Option 2 claims do not exceed \$1 million:</u> You will receive a <b>full cash refund.</b></li> <li>▪ <u>If total Option 2 claims exceed \$1 million:</u> You will receive your share of a \$500,000 fund, divided on a <i>pro rata</i> basis, among all those who submit Option 2 claims, <b>plus your gemstones will be returned to you.</b></li> </ul>
		<p><b>Benefit Option 3: Store Credit Only</b></p> <ul style="list-style-type: none"> <li>▪ Regardless of how many claims are received, you will receive store credits for your <b>full purchase price.</b> Your store credits can be used to purchase any product sold by JTV.</li> <li>▪ Your store credits will be distributed to you in 4 payments over the course of a year. Your store credits may only be used to pay for 50% of the purchase price of any new items you choose to purchase. Under certain circumstances, the number of store payments can be extended.</li> </ul> <p align="center"><i><b>Note: You will receive no cash if you select this option.</b></i></p>
<p><b>Jewelry and Other Products Containing Andesine-Labradorite, including Gemstone parcels</b></p>	<ul style="list-style-type: none"> <li>▪ Submit a claim form and proof of purchase.</li> </ul> <p align="center"><u><b>You keep your jewelry.</b></u></p>	<p align="center">A cash refund of up to 20% of the purchase price.</p> <p align="center"><i>The actual amount of your refund will depend on how many claims are received.</i></p>

**EXPLANATION OF THE SETTLEMENT PROVISIONS**

<b>Definition of the Two Settlement Classes</b>
<p><b>CLASS 1:</b> The "<u><i>A-L Gemstone Purchaser Class.</i></u>" All natural persons and legal entities located in the United States who purchased any red and/or green Andesine-Labradorite as loose gemstone(s) from JTV during the Class Period. This class specifically excludes purchasers of Andesine-Labradorite from JTV who purchased Andesine-Labradorite in mixes or parcels of gemstones of which andesine or labradorite was one or more of the gemstones. If you purchased A-L Gemstones, you may be in this Class.</p>
<p><b>CLASS 2:</b> The "<u><i>A-L Jewelry and Other Products Purchaser Class.</i></u>" All natural persons and legal entities located in the United States who purchased any of the following from JTV during the Class Period:</p> <ul style="list-style-type: none"><li>(i) jewelry that contains one or more red and/or green Andesine-Labradorite gemstones;</li><li>(ii) gemstone parcels that contain one or more red and/or green Andesine-Labradorite gemstones along with other gemstones; and</li><li>(iii) any other items (e.g., non-jewelry, gift items) that contain one or more red and/or green Andesine-Labradorite gemstones.</li></ul> <p>If you purchased A-L Jewelry and Other Products, you may be in this Class.</p>

**IF YOU PURCHASED BOTH (1) A-L GEMSTONES AND  
(2) A-L JEWELRY AND OTHER PRODUCTS,  
YOU MAY BE A MEMBER OF BOTH CLASSES.**

Both Classes exclude officers, directors or employees of JTV, any entity in which JTV has a controlling interest, any affiliate of JTV, and any judicial officer presiding over this settlement, and any member of the judicial officer's family and court staff.

***SUMMARY OF THE SETTLEMENT OPTIONS AVAILABLE TO  
SETTLEMENT CLASS 1, THE "A-L GEMSTONE PURCHASER CLASS."***

**IF YOU PURCHASED LOOSE A-L GEMSTONES FROM JTV DURING  
THE CLASS PERIOD, THIS SECTION APPLIES TO YOUR CLAIMS**

**STEP ONE: YOU MUST RETURN YOUR A-L GEMSTONE WITH THIS CLAIM FORM.**

A-L Gemstone Purchaser Class Members **must return their A-L Gemstone(s)** in order to make a claim. Under Benefit Option 2 (see below), you may get your gemstone back if the total claims exceed \$1,000,000. Your shipping costs associated with the return of your A-L Gemstones will be included and reimbursed by JTV as a part of your claim. To qualify for shipping cost reimbursement, a receipt for your shipping costs must be included with your claim form.

**STEP TWO: CHOOSE A BENEFIT OPTION.**

A-L Gemstone Purchaser Class Claimants who return their A-L Gemstone(s) to JTV can elect one, **and only one**, of the following options:

**A. *Benefit Option 1:* This option is for Claimants who want a cash refund or, if there is not enough money available, a partial cash refund and a partial store credit.**

JTV will set up a \$1,000,000 fund for those people who want a full cash refund or, if there is not enough money available, a partial cash refund and a partial store credit. If claims for cash refunds under Benefit Option 1 total more than \$1,000,000, claimants will receive a partial cash refund plus store credit for a portion of the balance. The portion of the Benefit Option 1 Claim not refunded will be automatically turned into a 40% Store Credit Claim, to be administered as described in Benefit Option 3.

**B. *Benefit Option 2:* This option is for Claimants who want a cash refund or, if there is not enough money, a partial cash refund and the return of their A-L Gemstones.**

JTV will set up a \$1,000,000 fund for those people who want a cash refund or, depending on whether there is enough money available, a reduced cash refund and the return of their A-L Gemstone(s). If claims for cash refunds under Benefit Option 2 total more than \$1,000,000, the fund amount available for cash payments will be reduced to \$500,000, and each Benefit Option 2 Claimant will be mailed a partial cash refund based on each Claimant's pro rata share. In addition, if the fund amount is reduced and claimants only receive a partial refund, JTV will return to the Benefit Option 2 Claimants their A-L Gemstones.



**Section D – Proof of Purchase.** For each item which you are making a claim, you must provide proof of purchase. A valid proof of purchase may be any one of the following:

- (1) a receipt (invoice);
- (2) an electronic receipt (invoice);
- (3) an e-mail confirmation of a purchase;
- (4) shipping or packing documents bearing barcodes or item descriptions; or
- (5) any other proof sufficient to show (i) a description of the item, (ii) the purchase price of the item, and (iii) the item was purchased from JTV.

**THIS SECTION ONLY APPLIES TO MEMBERS OF THE A-L GEMSTONE PURCHASER CLASS**

If you bought loose A-L Gemstones from JTV, follow the instructions in this section. If you only purchased jewelry and other items containing Andesine-Labradorite, please go to Section F below.

**Section E – Choose a Benefit Option and Ship Your Gemstones Back to JTV.** You must select **one** of the following three options by checking one box at the bottom of this chart:

<b>Benefit Option 1: Cash Refund with Possible Store Credit</b>	<b>Benefit Option 2: Cash Refund with Potential Return of Gemstones</b>	<b>Benefit Option 3: Store Credit Only</b>
<p>If total Option 1 claims are \$1 million or less: You will receive a full cash refund.</p> <p>If total Option 1 claims are more than \$1 million: You will receive your share of a \$1 million fund, divided among all those who submit claims, plus a store credit for 40% of the remainder of your purchase price, to be administered as described in Benefit Option 3.</p>	<p>If total Option 2 claims are \$1 million or less: You will receive a full cash refund.</p> <p>If total Option 2 claims are more than \$1 million: You will receive your share of a \$500,000 fund, divided among all those who submit Option 2 claims, plus your gemstones will be returned to you.</p>	<p>Regardless of how many claims are received, you will receive store credits for your full purchase price. Your store credits can be used to buy any product sold by JTV.</p> <p>Your store credits will be distributed to you in 4 payments over the course of a year. Your store credits may only be used to pay for 50% of the purchase price of any new items you choose to purchase.</p> <p>There are limits on the amount of store credit that can be used each quarter (every 3 months). See page 5 of the Notice for more details.</p>
<input type="checkbox"/> I WANT TO CHOOSE THIS OPTION	<input type="checkbox"/> I WANT TO CHOOSE THIS OPTION	<input type="checkbox"/> I WANT TO CHOOSE THIS OPTION

**CHECK ONE – BUT ONLY ONE – OPTION!**

**How to Ship Your Loose Gemstones Back to JTV:** No matter which of these three options you select, you must return to JTV with your claim form the loose A-L gemstones covered by your claim. To do so, each loose A-L gemstone covered by your claim must be separately packaged with proof of purchase and included in a package which includes the properly completed claim form and all loose A-L gemstones covered by the claim. The package (including the claim form and all underlying packages of each loose A-L gemstone with proof of purchase covered by your claim) is to be sent to A-L Returns, 190 Hayfield Road, Bay No. 1, Knoxville, TN 37922. For your protection, it is recommended that the package be sent by a delivery service requiring delivery verification. JTV will not be responsible for any gemstones lost or damaged in transit.

*NOTE: Purchasers of jewelry and other items containing Andesine-Labradorite, including mixed parcels, should **NOT** return these items.*

**Section F – Summary of Required Enclosures for Claims**

**A-L Gemstone Purchaser Class** – For claimants in this Class, the claim package must include the following:

- properly completed and signed claim form,
- proof of purchase of all A-L gemstones for which a claim is made,
- a separate package for each A-L gemstone for which a claim is made, and
- if seeking recovery of shipping costs, a copy of the receipt for return shipping under the Settlement.

**A-L Jewelry and Other Products Purchasers Class** – For claimants in this Class, the claim package must include:

- properly completed and signed claim form, and
- proof of purchase of all A-L Jewelry and other A-L Products for which a claim is made.

Any claim that is not complete in all respects will be rejected and any included A-L Gemstones returned.

**Section G – Claimant Signature. I declare that the information provided here is correct.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name