

IN THE COURT OF COMMON PLEAS  
TRUMBULL COUNTY, OHIO

EDWARD B. WEST, an individual resident )  
of Niles, Trumbull County, Ohio, on behalf )  
of himself and all similarly situated persons )  
and entities, )

Plaintiff, )

v. )

CARFAX, INC., a foreign corporation, )  
10304 Eaton Place, Suite 500 )  
Fairfax, Virginia 22030 )

and )

POLK CARFAX, INC., a foreign )  
corporation, )

Defendants. )

No. 04-CV-1898

Logan, J.

(PROPOSED) ORDER CERTIFYING  
CLASS FOR SETTLEMENT PURPOSES  
ONLY, PRELIMINARILY APPROVING  
SETTLEMENT, SETTING FINAL  
HEARING DATE, AND DIRECTING  
CLASS NOTICE

For good cause shown, it is hereby ordered, adjudged, and decreed that:

1. The proposed settlement and the Settlement Agreement dated September 5, 2006 by and between the parties in this action is preliminarily approved.

2. A Class is certified, for settlement purposes only, of all present and former customers of Defendant Carfax, Inc. who purchased a Carfax Vehicle History Report directly from Carfax, Inc. in the United States. The settlement Class does not include Defendants, Class Counsel, Defendants' Counsel, or the employees of any of them, or any state, federal, foreign or local government.

3. Edward B. West is appointed as the Class representative to represent the settlement Class.

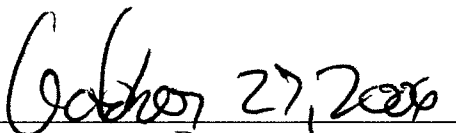
4. Ambrosy and Fredericka and Federman & Sherwood are appointed to act for Class Counsel in representing Edward B. West and the settlement Class.

5. The parties shall provide Class Notice to the settlement Class as set forth in the Settlement Agreement. Publication notice shall be completed on or before December 01, 2006. E-mail Notice shall be completed on or before January 10, 2007.

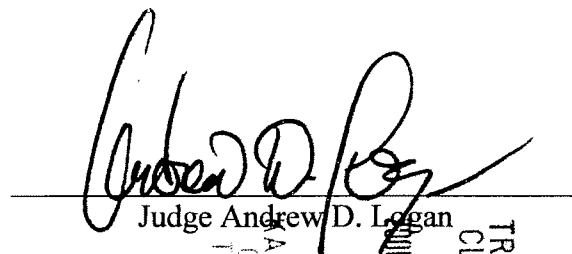
6. The Final Hearing Date to determine whether the proposed settlement may be finally approved as fair, adequate, and reasonable to the Class as a whole shall be April 27, 2007 at 1:00 p.m.

7. The Final Hearing Date may be continued from time to time by order of this Court and without further notice to members of the settlement Class.

8. Pending a final decision of this Court after the Final Hearing Date, and the exhaustion of any appeals, all persons who are or could be members of the settlement Class are enjoined from commencing or prosecuting any claim against Defendant Carfax, Inc., Defendant Polk Carfax, Inc., R. L. Polk & Co., or any other Releasee under the Settlement Agreement that is a claim that could be released or barred by final approval of the proposed settlement in this action.

  
Date

Curtis J. Ambrosy, Esq.  
Jenny L. Evans, Esq.  
William D. Federman, Esq.  
Hugh E. McKay, Esq.  
Tracey L. Turnbull, Esq.  
Christopher M. Mason, Esq.

  
Judge Andrew D. Logan

AREN HENRIE ALLEN  
CLERK OF COURTS  
TRUMBULL COUNTY  
OCT 27 10:10