

1 MICHAEL J. AGOGLIA (CA SBN 154810)
 magoglia@mofocom
 2 MELVIN V. PRIESTER, JR. (CA SBN 233340)
 mpriestermagoglia@mofocom@mofocom
 3 MORRISON & FOERSTER LLP
 425 Market Street
 4 San Francisco, California 94105-2482
 Telephone: 415.268.7000
 5 Facsimile: 415.268.7522

6 Attorneys for Defendant
 PMI MORTGAGE INSURANCE, CO.
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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 MICHELLE HOGAN, DAVID HOGAN,
 KAY CARTWRIGHT, and WILLIAM
 13 CARTWRIGHT, on Behalf of Themselves
 and All Others Similarly Situated,

14 Plaintiffs,

15 v.

16 PMI MORTGAGE INSURANCE
 17 COMPANY,

18 Defendant.
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Case No. C 05 3851 PJH

**DEFENDANT PMI
 MORTGAGE INSURANCE
 COMPANY'S NOTICE OF
 CLASS SETTLEMENT
 UNDER 28 U.S.C. § 1715**

Judge: Hon. Phyllis J. Hamilton

1 Defendant PMI Mortgage Insurance Company ("PMI"), by its undersigned
 2 attorneys, hereby gives notice under 28 U.S.C. § 1715 of the proposed settlement of
 3 the above captioned action, *Hogan, et al. v. PMI Mortgage Insurance*. As required
 4 by 28 U.S.C. § 1715, PMI states as follows:

5 1. This action was originally filed as a class action on September 23,
 6 2005, in the United States District Court for the Northern District of California.
 7 The putative class consists of all persons who paid to their mortgage lender all or a
 8 portion of the premium for a borrower-paid mortgage insurance policy issued by
 9 PMI Mortgage Insurance Co. ("Defendant") to a mortgage lender during the
 10 period from September 23, 2003, to November 6, 2005 (the "Class Period"),
 11 where the premium for that mortgage insurance was higher based upon
 12 information in that individual's consumer credit report. A true and accurate copy
 13 of the Complaint and all materials filed therewith are attached hereto as Exhibit 1.
 14 On January 4, 2006, Plaintiffs Michelle Hogan, *et al.*, filed an Amended
 15 Complaint. A true and accurate copy of the Amended Complaint and all materials
 16 filed therewith are attached hereto as Exhibit 2.

17 2. On December 20, 2006, the Parties agreed to settle this matter by
 18 filing the Amended Settlement Agreement that is attached hereto as Exhibit 3. On
 19 December 22, 2006, the Court issued an Order Preliminarily Approving this
 20 Settlement. On April 4, 2007 in Courtroom 3 of the United States District Court
 21 for the Northern District of California, 450 Golden Gate Avenue, San Francisco,
 22 California 94102, the Court will hold a hearing to determine whether the
 23 Settlement should be finally approved and whether this action should be dismissed
 24 with prejudice. The final approval hearing is the only judicial hearing presently
 25 scheduled to occur in this action.

26 3. PMI shall mail class members a Notification of Settlement
 27 substantially in the form of the notice attached hereto as Exhibit B to the
 28 Settlement Agreement (Exhibit 3 hereto), together with the claim form attached

1 hereto as Exhibit C to the Settlement Agreement and the class brochure attached
 2 hereto as Exhibit D to the Settlement Agreement.

3 4. No settlement or agreement other than that reflected in Exhibit 3
 4 hereto was contemporaneously made between class counsel and counsel for the
 5 defendants.

6 5. At this time, no final judgment has been reached nor has there been a
 7 notice of dismissal.

8 6. PMI currently believes that the potential class includes 38,323
 9 members. Due to the number of class members, it is not feasible to provide the
 10 names of class members who reside in each State or the estimated proportionate
 11 share of the claims of such members to the entire settlement. PMI estimates the
 12 number of class members in each state with class any members and the
 13 proportionate share of the claims of such members to the entire settlement as
 14 follows:

ESTIMATED CLASS MEMBERSHIP BY STATE

STATE	NUMBER OF CLASS MEMBERS	STATE	NUMBER OF CLASS MEMBERS
ALASKA	45	MONTANA	89
ALABAMA	754	NORTH CAROLINA	1,126
ARKANSAS	205	NORTH DAKOTA	42
ARIZONA	987	NEBRASKA	151
CALIFORNIA	1,987	NEW HAMPSHIRE	130
CONNECTICUT	346	NEW JERSEY	1,412
DISTRICT OF COLUMBIA	108	NEW MEXICO	189
DELAWARE	167	NEVADA	783
FLORIDA	7,527	OHIO	1,239

1	GEORGIA	1,368	OKLAHOMA	212
2	HAWAII	118	OREGON	306
3	IOWA	458	PENNSYLVANIA	1,611
4	IDAHO	162	SOUTH CAROLINA	842
5	ILLINOIS	2,181	SOUTH DAKOTA	73
6	INDIANA	774	TENNESSEE	622
7	KANSAS	217	TEXAS	2,699
8	KENTUCKY	293	UTAH	199
9	LOUISIANA	903	VIRGINIA	1,523
10	MASSACHUSETTS	531	WASHINGTON	723
11	MARYLAND	1,341	WISCONSIN	394
12	MAINE	88	WEST VIRGINIA	240
13	MICHIGAN	1,169	WYOMING	45
14	MINNESOTA	433		
15	MISSOURI	1,058		
16	MISSISSIPPI	453		

**PROPORTIONATE SHARE OF TOTAL SETTLEMENT
AWARD BY STATE**

STATE	NUMBER OF CLASS MEMBERS	STATE	NUMBER OF CLASS MEMBERS
ALASKA	.12%	MONTANA	.23%
ALABAMA	1.97%	NORTH CAROLINA	2.94%
ARKANSAS	.53%	NORTH DAKOTA	.11%
ARIZONA	2.58%	NEBRASKA	.39%
CALIFORNIA	5.18%	NEW HAMPSHIRE	.34%
CONNECTICUT	.90%	NEW JERSEY	3.68%

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1	DISTRICT OF COLUMBIA	.28%	NEW MEXICO	.49%
2				
3	DELAWARE	.44%	NEVADA	2.04%
4	FLORIDA	19.64%	OHIO	3.23%
5	GEORGIA	3.57%	OKLAHOMA	.55%
6	HAWAII	.31%	OREGON	.80%
7	IOWA	1.20%	PENNSYLVANIA	4.20%
8	IDAHO	.42%	SOUTH CAROLINA	2.20%
9	ILLINOIS	5.69%	SOUTH DAKOTA	.19%
10	INDIANA	2.02%	TENNESSEE	1.62%
11	KANSAS	.57%	TEXAS	7.04%
12	KENTUCKY	.76%	UTAH	.52%
13	LOUISIANA	2.36%	VIRGINIA	3.97%
14	MASSACHUSETTS	1.39%	WASHINGTON	1.89%
15	MARYLAND	3.50%	WISCONSIN	1.03%
16	MAINE	.23%	WEST VIRGINIA	.63%
17	MICHIGAN	3.05%	WYOMING	.12%
18	MINNESOTA	1.13%		
19	MISSOURI	2.76%		
20	MISSISSIPPI	1.18%		

20 Each class members who submits a valid claims form will be offered a check for
 21 \$22.50 and a free credit report, which has a current retail value of approximately
 22 \$15. In those cases where a qualifying mortgage insurance policy issued in
 23 connection with a mortgage loan that has more than one obligor, the Class
 24 Member will be eligible to receive a settlement check issued jointly to all obligors
 25 on that loan and a credit report as to just one of the obligors on that loan.


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7. At this time, the only judicial opinion relating to this action and any materials described under subparagraphs (3) through (6) of 28 U.S.C. § 1715 is the Court's Order Preliminarily Approving Settlement, entered December 22, 2006, a true and accurate copy of which is attached hereto as Exhibit 4.

Dated: January 5, 2007

MICHAEL J. AGOGLIA
MORRISON & FOERSTER LLP

BY: 
MICHAEL J. AGOGLIA
ATTORNEYS FOR DEFENDANT
PMI MORTGAGE INSURANCE