

The Volkswagen Diesel Emissions Environmental Mitigation Trust for Indian Tribe Beneficiaries

Notice of Trust Modification Effective Date for the Major Modifications to the Volkswagen Diesel Emissions Environmental Mitigation Trust for Indian Tribe Beneficiaries (the “Indian Tribe Trust”) with the U.S. District Court for the Northern District of California in accordance with Subparagraph 6.5 of the Indian Tribe Trust

Wilmington Trust, N.A., as Trustee (the “Trustee”) for the Volkswagen Diesel Emissions Environmental Mitigation Trust for Indian Tribe Beneficiaries (the “Indian Tribe Trust”) hereby gives notice that **November 22, 2023** is the **Trust Modification Effective Date** for the major modifications to the Indian Tribe Trust (the “Major Modifications to the Indian Tribe Trust”) that were filed with United States District Court for the Northern District of California (the “Court”) on October 23, 2023.

Paragraph 6.5 of the Indian Tribe Trust provides that the Major Modifications to the Indian Tribe Trust will become effective 30 days from the date of notice to Beneficiaries. The Trustee provided that notice to the Beneficiaries on October 23, 2023. That notice commenced the 30-day notice period. A copy of the Order approving the Major Modifications to the Indian Tribe Trust is attached.

A copy of the United States’ Notice of Major Modifications to the Indian Tribe Trust Agreement that was filed with the Court, along with a marked version of the Indian Tribe Trust agreement (as Attachment B) – showing the major modifications from the Indian Tribe Trust agreement which was filed on October 23, 2023 at Dkt. 8204 with the Court in the case *In re: Volkswagen “Clean Diesel” Marketing, Sales Practices, and Products Liability Litigation*, 3:15-md-02672-CRB – and a clean version of the Major Modifications to the Indian Tribe Trust agreement (as Attachment A) together with all exhibits, is attached hereto .

In accordance with the terms of paragraphs 1.19, 1.39 and 6.5 of the Indian Tribe Trust agreement, the Trustee hereby confirms that the 30 days prior notice to the Beneficiaries of the Major Modifications to the Indian Tribe Trust expired on November 22, 2023, making this date the Trust Modification Effective Date, as such term is defined in the Indian Tribe Trust agreement.

BY: Wilmington Trust, N.A., as Trustee for the Volkswagen Diesel Emissions Environmental Mitigation Trust for Indian Tribe Beneficiaries

DATE: November 22, 2023