

List of Frequently Asked Questions

I've heard a class action has been filed against Ford, will this help me?

Probably not. The case we are litigating, called *Mickens v. Ford Motor Company*, was brought under the New Jersey Consumer Fraud Act which, as its name suggests, was designed to protect New Jersey residents from unfair and deceptive sales practices. This case was brought as a class action, but the Court has not yet approved the claims to proceed for all of the class members.

What can I do?

Some owners have successfully sued Ford in small claims court. If you decide to file an action of your own against Ford, we may be able to share some of the evidence we've obtained that shows Ford has known about the Mustang hood corrosion problem since 2004.

We are also planning to file a few additional class action lawsuits ourselves. The states we are most interested in are California and Illinois because these states, like New Jersey, have strong consumer protection laws. Also, if Ford paid to repair your Mustang hood and the problem came back again after your warranty expired, you may have a claim we would litigate for you on a contingent fee basis (i.e., at no cost to you).

Why are you asking me to provide an affidavit?

Because Ford wants to continue picking and choosing which claims to pay while denying relief to the vast majority of Mustang owners. Ford has argued in court papers that the hood corrosion problem isn't widespread or serious and that it has already fixed many instances of the corrosion under warranty. We want to show Ford's management and the court that the hood corrosion problem is widespread and that it is still affecting people all over the country.

There is also a possibility that, as part of a settlement of our case, Ford might agree to extend relief to Mustang owners outside New Jersey. In our view, this is much more likely if we obtain class certification in the *Mickens* case, which is much more likely if owners like you share their experiences in the form of an affidavit.

What is an affidavit?

An affidavit is a document that can be filed with a court that has been signed under oath before any notary public.

Who should I contact if I have questions or other information about the case?

Please direct all calls and e-mails to Wendy Vaughn, Sommers Schwartz' Legal Assistant at 248-415-3176 or wvaughn@sommerspc.com. Please do not call the court.