

If You Bought a Condominium Unit from a Bosa Entity in California, a Class Action Lawsuit May Affect Your Rights

*The San Diego Superior Court authorized this notice.
This is not a solicitation from an attorney.*

YOUR LEGAL RIGHTS AND OPTIONS	
WHAT IS THIS?	The Court has certified this lawsuit as a class action. This notice informs you of your rights and options and the deadlines by which you must act.
DO NOTHING	Stay in the lawsuit. Await the outcome. Give up your ability to sue defendants individually. If you do nothing and stay in this lawsuit, you may receive money or benefits that may come after trial or settlement. But, you give up your right to sue defendants separately concerning the same legal claims as this lawsuit and you will be bound by the result in this lawsuit.
EXCLUDE YOURSELF	Get out of this lawsuit. Receive no benefits from this lawsuit. Keep your right to separately pursue your claims. If you exclude yourself, you will no longer be a part of this lawsuit. If money or benefits are later awarded, you will receive none. If any negative judgment is rendered in the case, it would not be binding on you. You also keep your right to separately sue defendants.

Please read this entire Class Notice carefully

WHAT IS THIS LAWSUIT ABOUT?

The Court has certified this lawsuit as a class action. The lawsuit contends that defendants promised to sell condominium units of a certain square footage but actually sold units that were all substantially smaller than advertised. Defendants deny that they promised the condominiums would be a specific amount of square footage and contend that any representations made regarding square footage accurately represented approximate gross square footage.

The lawsuit covers the following condominium developments: Discovery, Horizons, Park Place, The Grande, Marquee, Legend, Electra, Radiance and Bayside.

The defendants in the lawsuit are: Natale Bosa, Bosa Development Corporation, Bosa Development California, Inc., Bosa Development California II, Inc., Irvine Residential Highrise LLC, Bosa California LLC and Austin McBride Corp. d/b/a RE/MAX Real Estate Consultants.

The Court has not yet determined whether plaintiffs or defendants are correct. That determination will be made at a later time by the Court or at a jury trial.

To view the class action complaint, go to www.bholaw.com/bosa_docs/Complaint.pdf

To view defendants' answers to the complaint, go to www.bholaw.com/bosa_docs/BosaAnswer.pdf or
www.bholaw.com/bosa_docs/RemaxAnswer.pdf

WHO IS INCLUDED IN THE CLASS?

On July 7, 2011, the Court certified this case as a class action. Class certification means that the claims will be resolved for all class members once in this lawsuit, except for those persons who ask to be excluded from the class.

You may be a class member if you purchased a residential unit in California from one of the Bosa corporate defendants listed above.

The Court designated Victor Bianchini as the class representative and appointed the law firms of Blood Hurst & O'Reardon, LLP and Higgs, Fletcher & Mack as class counsel.

To view the order granting class certification, go to www.bholaw.com/bosa_docs/Order.pdf

YOUR OPTIONS: STAY IN THE CLASS OR ASK TO BE EXCLUDED

If you stay in the class, your claims against the defendants will be resolved in this lawsuit. You cannot separately sue any of the defendants. The judgment, rulings and orders in this case, whether favorable or unfavorable, will be binding upon you. However, if any money or benefits are awarded after trial or settlement, you will be notified about how to obtain your share.

If you want to remain a class member, you do not have to do anything at this time.

You have the right to exclude yourself from the class. If you exclude yourself, your claims against the defendants will not be resolved in this lawsuit and you will retain your right to separately pursue your claims at your own cost. You will not be bound by any judgment, rulings or orders, whether negative or positive, in this case. However, if any money or benefits are awarded in this class action, you will receive none.

If you want to exclude yourself you must send a letter *postmarked no later than December 12, 2011* to Bosa Class Action, c/o Boston Financial Data Services, PO Box 8377, Boston, MA 02266-8377. The letter must include a statement indicating your intent to opt out such as: "I request exclusion from the class in *Serochi v. Bosa*." The letter must be signed by you and: (i) provide your full name; (ii) identify by building name and unit number the unit that you purchased and that you want excluded from the class; and (iii) your contact information. If more than one person purchased the condominium unit, a request for exclusion from one owner will be deemed a request from all.

You have the right to seek independent legal advice on whether to stay in or opt-out of the class and on anything else concerning your condominium unit.

THE LAWYERS REPRESENTING YOU

The court decided that the law firms of Blood Hurst & O'Reardon and Higgs Fletcher & Mack are qualified to represent you and all class members. The firms are experienced in class action litigation and in other similar cases.

If the class receives money or benefits from the efforts of class counsel, then class counsel may ask the court for an award of attorneys' fees and expenses. You will not have to pay these fees and expenses. If the court grants class counsel's request, the fees and expenses will be either deducted from any money obtained for the class or paid separately by defendants.

If you want to remain in the class, but do not want to be represented by class counsel, you may enter an appearance through your own attorney. To do so, you must file an Entry of Appearance with the Clerk of the Court. You will be responsible for the fees and expenses of your attorney.

TRIAL

Unless the case is resolved by settlement or otherwise, class counsel will have to prove the claims at trial. The trial will take place in the San Diego County Superior Court. A trial date has not yet been scheduled.

While you are welcome to attend the trial, it is not required. Class counsel will present the case for class members and defendants will present their defenses.

If you would like to participate in the trial, you should contact class counsel at 619.338.1100.

ADDITIONAL INFORMATION

The filed documents and orders in this case may be examined and copied during regular business hours at the offices of the Clerk of the Court, San Diego Superior Court, 330 West Broadway, San Diego, California, 92101.

Certain documents and other information are also available at www.bholaw.com/bosa.

You can also call class counsel at 619.338.1100.

PLEASE DO NOT CALL OR WRITE TO THE COURT FOR INFORMATION OR ADVICE.

DATED: October 14, 2011

/s/ The Honorable Lisa A. Foster
JUDGE OF THE SUPERIOR COURT,
COUNTY OF SAN DIEGO