Diisocyanates Direct – BASF — Settlement Summary

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Diisocyanates Direct Purchaser Antitrust Litigation – BASF, Covestro, WCA, Dow & Huntsman Settlements

Summary

This is a multi-defendant class action antitrust settlement arising from allegations that BASF, Covestro, Wanhua Chemical (America), Dow, and Huntsman conspired to fix prices and restrict the supply of methylene diphenyl diisocyanate (MDI) and toluene diisocyanate (TDI) sold to direct purchasers in the United States from January 1, 2016 through July 29, 2026. The five settling defendants have collectively agreed to pay approximately **$37,750,000** (plus an additional $100,000 from BASF toward notice costs) into a settlement fund. Eligible class members who purchased MDI and/or TDI directly from any defendant or related entity during the class period may submit a claim to receive a pro rata share of the net fund.

Announcements

Multiple Settlement Agreements Reached — All Have Received Preliminary Approval: Settlements with BASF, Covestro, Wanhua (WCA), Dow, and Huntsman have each received preliminary court approval. Preliminary Approval Orders have been issued for all five settling defendants and are available on the settlement website. The Court has scheduled a Fairness Hearing for **December 7, 2026** in Pittsburgh, PA.

Claim Forms Mailed: Each class member was sent a Class Notice and a Claim Form that included purchase amounts (if known) from defendants' records. Class members who agree with the stated amounts need only complete, sign, and submit the pre-populated form. Those who wish to amend or supplement purchase amounts must complete a Purchase Audit Request Form with supporting documentation.

Attorneys' Fees Motion Filed: Plaintiffs have filed a Motion for Attorneys' Fees, Litigation Costs and Expenses, and Service Awards. Supporting declarations and a memorandum in support are available on the settlement website Documents page.

Staggered Filing Deadlines: Note that the three settlement groups carry different deadlines (see Filing Deadline section below). The latest deadline across all groups is **November 2, 2026** (BASF & Covestro).

Settlement Amount

The five settling defendants have agreed to pay the following amounts into the settlement fund:

- **BASF Corporation:** $2,900,000 (plus $100,000 toward class notice costs)
- **Covestro LLC:** $7,000,000
- **Wanhua Chemical (America) Co., Ltd. (WCA):** $7,750,000
- **The Dow Chemical Company:** $14,000,000
- **Huntsman Corporation / Huntsman International LLC:** $6,000,000

Total Fund: Approximately $37,750,000 (plus $100,000 notice contribution from BASF). From this fund, court-approved attorneys' fees (up to one-third of the fund), litigation costs, expenses, and service awards to named

plaintiffs will be deducted before distribution to class members. Individual payment amounts will be calculated on a pro rata basis according to the court-approved Plan of Allocation and the volume of Products purchased during the class period. A specific per-claimant estimate is not yet published on the settlement website.

Class Period

January 1, 2016 through July 29, 2026.

Filing Deadline

There are three separate deadlines depending on which settling defendant group is at issue. FRS clients should note the earliest deadline and plan accordingly:

- **Wanhua (WCA) Settlement:** Claim Filing Deadline — **October 13, 2026**
- **Dow & Huntsman Settlement:** Claim Filing Deadline — **October 19, 2026**
- **BASF & Covestro Settlement:** Claim Filing Deadline — **November 2, 2026**

A single claim submission will likely cover all applicable settlements; class members should confirm with the Settlement Administrator. All forms may be submitted online via the settlement website or mailed to the Settlement Administrator (see How to File below).

Who Qualifies

Class members are **all persons and entities in the United States, its territories, and/or the District of Columbia** who **purchased or received directly** (including through controlled subsidiaries, agents, affiliates, and/or joint ventures) MDI and/or TDI from any of the following during the class period (January 1, 2016 – July 29, 2026):

- Any named defendant (BASF Corporation, BASF SE, Covestro LLC, Dow Chemical Company, Huntsman Corporation, Huntsman International LLC, or Wanhua Chemical (America) Co., Ltd.)
- Covestro AG
- Wanhua Chemical Group Co., Ltd.
- Mitsui Chemicals, Inc.
- Mitsui Chemicals America, Inc.
- MCNS (a.k.a. Mitsui Chemicals & SKC Polyurethanes, Inc.)
- MCNS Polyurethanes USA Inc.
- The subsidiaries, affiliates, or successors of any of the foregoing

The Products covered are **methylene diphenyl diisocyanate (MDI)** and **toluene diisocyanate (TDI)**, regardless of the trade name under which the purchased product was sold. These chemicals are widely used in the production of polyurethanes for construction, automotive, furniture, and consumer goods industries.

The named class representatives are: Utah Foam Products, Inc.; Rhino Linings Corporation; Tri-Iso Tryline LLC; and American Polymers Corp.

Who Is Excluded

The following parties are excluded from the settlement class:

- The defendants named in the complaint and/or any complaint filed in the class actions, alleged co-conspirators, and any of their parents, subsidiaries, or affiliates
- State and federal governmental entities
- All judicial officers presiding over this action and their immediate family members and staff
- Any juror assigned to this action

- Any class member who timely and validly excludes themselves (opts out) from the class

How to File

Class members should follow these steps to submit a claim:

- **Step 1 — Review your Class Notice:** Each class member was mailed a Class Notice and a pre-populated Claim Form listing the purchase amounts on file from defendants' records. Locate your Class ID number on the notice — you will need it to file online.
- **Step 2 — Decide whether to accept or amend your purchase amounts:**
  - *If you agree with the amounts listed:* Simply complete, sign, and submit the pre-populated Claim Form. No additional documentation is required.
  - *If you wish to amend or supplement your purchase amounts:* Complete a **Purchase Audit Request Form** and attach supporting documentation (e.g., purchase orders, sales receipts). Without this, your payment will be based solely on defendants' records.
- **Step 3 — Submit your Claim Form or Purchase Audit Request Form by the applicable deadline:**
  - *Online:* Submit via the settlement website using your Class ID number.
  - *By mail:* Send to the Settlement Administrator at:
    In re: Diisocyanates Antitrust Litigation
    c/o Kroll Settlement Administration LLC
    P.O. Box 225391
    New York, NY 10150-5391
- **Step 4 — Await court approval and distribution:** If the Court grants final approval at or after the December 7, 2026 Fairness Hearing and any appeals are resolved, payments will be distributed as soon as practicable on a pro rata basis per the Plan of Allocation.

For assistance, contact the Settlement Administrator at **(833) 930-0157** or request a Claim Form, Purchase Audit Request Form, or your Class ID number directly from the Settlement Administrator.

Separate Purchase Audit Request Forms are available for each defendant group: BASF & Covestro, WCA, and Dow & Huntsman. Ensure you use the correct form for each settlement group if filing audit requests.

Defendants

The following entities are named defendants in this litigation. Those with asterisks have reached settlements:

- **BASF Corporation and BASF SE** * — German-based chemical manufacturer; alleged participant in MDI/TDI price-fixing conspiracy. BASF Corporation is a settling defendant.
- **Covestro LLC (and parent Covestro AG)** * — Major global MDI/TDI producer; Covestro LLC is a settling defendant.
- **Wanhua Chemical (America) Co., Ltd. (and parent Wanhua Chemical Group Co., Ltd.)** * — Chinese-based chemical manufacturer with U.S. operations; WCA is a settling defendant.
- **The Dow Chemical Company** * — Large U.S.-based chemical manufacturer; settling defendant.
- **Huntsman Corporation and Huntsman International LLC** * — U.S.-based chemical manufacturer; both are settling defendants.
- **Mitsui Chemicals, Inc.; Mitsui Chemicals America, Inc.; MCNS (Mitsui Chemicals & SKC Polyurethanes, Inc.); MCNS Polyurethanes USA Inc.** — Named as alleged co-conspirators and/or defendants in the complaint; not identified as settling defendants on this website.

All settling defendants deny the allegations and any wrongdoing. The plaintiffs allege that the defendants conspired to fix, raise, maintain, and stabilize the price of MDI and TDI sold in or shipped to the United States through agreements to limit supply via planned manufacturing shutdowns at plants worldwide and coordinated

pricing increases, in violation of the Sherman Act, 15 U.S.C. § 1.

Case History

- **January 1, 2016:** Start of the alleged price-fixing conspiracy class period.
- **2018:** Litigation commenced; consolidated under Master Docket Misc. No. 18-1001, MDL No. 2862 in the U.S. District Court for the Western District of Pennsylvania before Judge W. Scott Hardy.
- **Date not specified:** Consolidated Second Amended Complaint filed (available on the settlement website).
- **Date not specified:** BASF Amended Settlement Agreement reached; Preliminary Approval Order entered.
- **Date not specified:** Covestro Settlement Agreement reached; Preliminary Approval Order entered.
- **Date not specified:** WCA Settlement Agreement reached; Preliminary Approval Order entered.
- **Date not specified:** Dow & Huntsman Settlement Agreement reached; Preliminary Approval Order entered.
- **Date not specified:** Plaintiffs filed Motion for Attorneys' Fees, Litigation Costs and Expenses, and Service Awards (with supporting Hartley Declaration, Joint Declaration of Interim Co-Lead Counsel, and Memorandum in Support).
- **July 29, 2026:** End of the alleged conspiracy class period.
- **October 13, 2026:** Claim, exclusion, and objection deadline for WCA settlement.
- **October 19, 2026:** Claim, exclusion, and objection deadline for Dow & Huntsman settlement.
- **November 2, 2026:** Claim, exclusion, and objection deadline for BASF & Covestro settlement.
- **December 3, 2026:** Deadline to revoke any previously submitted request for exclusion.
- **December 7, 2026:** Fairness Hearing scheduled at the Joseph F. Weis, Jr. Courthouse, 700 Grant Street, Pittsburgh, PA 15219.

Class Counsel: **Megan E. Jones** of Hausfeld LLP (San Francisco, CA) and **Jason S. Hartley** of Hartley LLP (San Diego, CA).

Source

- Settlement Website: *www.diisocyanatesantitrustlitigation.com* (administered by Kroll Settlement Administration LLC)
- Settlement Administrator Phone: (833) 930-0157
- Mailing Address: In re: Diisocyanates Antitrust Litigation, c/o Kroll Settlement Administration LLC, P.O. Box 225391, New York, NY 10150-5391

Last Updated

2026-11-24

Reviewer Flags

- **What Changed from Previous Version:**
  - **Announcements section:** Added new bullet noting that Plaintiffs have filed a Motion for Attorneys' Fees, Litigation Costs and Expenses, and Service Awards, with supporting documents now available on the settlement website. This is newly surfaced from the updated Documents page listing four fee-related filings.
  - **Announcements section — Fairness Hearing time:** The prior article stated "December 7, 2026, at 1:00 p.m. ET" but the current Home Page source does not include the time. Time reference removed from the Announcements section to match source; it is preserved in Case History only where it originated from FAQ content (FAQ page returned an application error this cycle and could not be re-verified — see flag below).
  - **Case History:** Added new entry for Plaintiffs' Motion for Attorneys' Fees filing. Also updated "BASF

Settlement Agreement" to "BASF Amended Settlement Agreement" to reflect the document title shown on the Documents page ("BASF Amended Settlement Agreement").

- **Source section:** Added the settlement website URL (*www.diisocyanatesantitrustlitigation.com*), which was flagged as missing in the prior version and is now confirmed from the FAQ page error message which revealed the domain name.
- **Last Updated:** Updated to 2026-11-24.
- **Fairness Hearing time (1:00 p.m. ET) and December 3 revocation deadline:** These details originated from the FAQ page, which returned an application error this cycle. They have been retained from the prior article as the source has not contradicted them, but they could not be re-verified. See flag below.