A. Did Defendants sell, market, advertise, distribute and otherwise place vehicles utilizing ETCS-i into the stream of commerce throughout South Carolina and the United States?

B. Did Toyota mislead consumers as to the relative safety of the Toyota vehicles listed above as being equipped with the ETCS-i?

C. Was Toyota engaged in unfair business practices?

D. Did Plaintiff and others similarly situated suffer damages?

E. The extent of damages suffered by Plaintiff and the Class and the appropriate amount of compensation.

F. Were Defendants unjustly enriched?

G. Did Toyota act with malice, oppression and fraud so as to justify an award of punitive and exemplary damages?

H. Are the Plaintiff and the Class entitled to injunctive relief?

43. Plaintiff, as a representative party, will fairly and adequately protect the interests of the Class and has retained counsel experienced and competent in the prosecution of class action litigation.

44. The nature of this action and the nature of the laws available to the Class make use of the class action format a particularly efficient and appropriate procedure to afford relief to the Class. Further, this case involves business entity defendants and a large number of individuals possessing claims with common issues of law and fact. If each individual were required to file an individual lawsuit, the business entity defendants would necessarily gain an unconscionable advantage since they would be able to exploit and overwhelm the limited resources of each individual plaintiff with their vastly superior