

SUPERIOR COURT
(Class Action)

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-000601-126

DATE: August 18, 2014

IN THE PRESENCE OF: THE HONOURABLE THOMAS M. DAVIS, J.S.C.

HÉLÈNE COURTEMANCHE
Petitioner

v.

HONDA MOTOR CO., LTD.

-and-

HONDA CANADA INC.
Respondents

JUDGMENT

- [1] **CONSIDERING** Petitioners' Motion to Authorize the Bringing of a Class Action and to Ascribe the Status of Representative dated March 16, 2012;
- [2] **CONSIDERING** the documents in the court file, including the Settlement Agreement reached on August 13, 2014 (the "Settlement Agreement") (Exhibit R-1);
- [3] **CONSIDERING** Petitioners' Motion for Approval of a Notice to Class Members, which seeks approval of a form of notice to be published in accordance with a proposed dissemination plan to the attention of class members announcing the date, time, place, and nature of the approval hearing, as well as, the terms of the Settlement Agreement;
- [4] **CONSIDERING** articles 1025 and 1046 of the *Code of Civil Procedure*;
- [5] **CONSIDERING** that the Respondents have consented to this Judgment;
- [6] **THE COURT:**

[7] **GRANTS** the Motion for Approval of a Notice to Class Members;

[8] **ORDERS** that the hearing date of the Motion to Authorize the Bringing of a Class Action for Settlement Purposes Only and for Approval of the Settlement Agreements be held on October 30, 2014 at 9:30 A.M. at the Montreal Courthouse, 1, Notre-Dame Street East, in the city of Montreal, Quebec, in courtroom 2.08 (or any other courtroom, which will be indicated by the posting of a sign outside of courtroom 2.08) whereby this Court will be asked to decide:

- a) whether to authorize, for settlement purposes only, the bringing of the class action and to ascribe to H  l  ne Courtemanche the status of representative of the members of the class;
- b) whether to approve the Settlement Agreement as fair, reasonable and in the best interests of the Class Members;
- c) whether Class Counsel's application for fees, disbursements and applicable taxes should be granted;
- d) whether to grant an honorarium award to the Class Representative; and
- e) any other matters as the Court may deem appropriate;

[9] **ORDERS** that the Notice to Class Members, substantially in the form of Exhibit "A" to the Settlement Agreement and **Exhibits R-2A** and **R-2B** as modified during the hearing of August 18, 2014, are hereby approved;

[10] **ORDERS** that the Notice to Class Members be disseminated in the following manner:

- 1) A settlement website will be established at www.hchsettlement.ca (the "Settlement Website") where all Notices will be posted;
- 2) Honda Canada Inc. (shall transmit a copy of the Notice and its attachments, including the Claim Form and the Opt-Out Form, to the Class Members, based on its existing customers list, by mail or by e-mail; and
- 3) Posting on Class Counsels' websites;

[11] **ORDERS** that the form and manner of Notice as indicated in paragraph 6 of the Petitioners' Motion for Approval of a Notice to Class Members herein represents fair and reasonable notice to all persons entitled to notice of the Authorization and Settlement Approval Hearing;

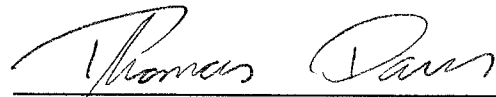
[12] **ORDERS** that the costs of disseminating the Notice will be paid for in accordance with the Settlement Agreements;

[13] **ORDERS** that the date and time of the Authorization and Settlement Approval Hearing shall be set forth in the Notice, but may be subject to adjournment by the Court without further publication notice to the Class Members other than such notice which will be posted on the Settlement Website;

[14] **ORDERS** that Honda Canada Inc. shall be provisionally appointed as Claims Administrator for the purposes of coordination of the method of dissemination, administration of objections, opt-out forms and related tasks, including establishing the Settlement Website for purposes of posting the Notice, Settlement Agreement and all related documents;

[15] **ORDERS** that a copy of this Judgment as well as an unofficial translation thereof shall be posted on the Settlement Website;

[16] **THE WHOLE** without costs.



THE HONOURABLE THOMAS M. DAVIS,
J.S.C.

Mtre Jeff Orenstein
Mtre Andrea Grass
Consumer Law Group Inc.
Attorneys for the Petitioner

Mtre Luc Thibaudeau
Lavery, de Billy
Attorneys for the Respondents

Date of hearing: August 18, 2014