

SUPERIOR COURT
(Class Action)

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTREAL

N° : 500-06-000859-179

DATE : November 4, 2020

BY THE HONOURABLE CHANTAL CHATELAIN, J.S.C.

DENIS GAUTHIER

Representative Plaintiff

v.

DAVID BAAZOV

Defendant

JUDGMENT

(Notice to the Class Members, art. 579 C.C.P.)

[1] **CONSIDERING** that on August 7, 2020, the Court authorized the bringing of a class action against the defendant (the “Authorization Judgment”)¹;

[2] **CONSIDERING** the Representative Plaintiff’s *Case Management Notice to Approve Notices and Notice Plan* and the Exhibits attached thereto;

[3] **CONSIDERING** the consent of the Defendant;

[4] **CONSIDERING** that the Court has provided for a sixty (60) day opt-out period in the Authorization Judgment and that the parties have agreed on the contents and details of the publication of the Notices;

[5] **CONSIDERING** that the proposed notices and the notice plan are in the interest of the class members as well as in the interest of justice;

¹ *Gauthier c. Baazov*, 2020 QCCS 2452.

FOR THESE REASONS, THE COURT:

[4] **GRANTS** the Representative Plaintiff's *Case Management Notice to Approve Notices and Notice Plan*;

[5] **REITERATES** that the Authorization Judgment fixes the delay for class members to opt-out of the class at sixty (60) days from the date of the publication of the notices to class members;

[6] **FIXES** the Opt-Out Deadline at sixty (60) days from the last publication of the notices as provided for in paragraphs 1 and 2 of the notice plan (Exhibit CM-2);

[7] **APPROVES** the publication and distribution of the notices, substantially in the form attached to the *Case Management Notice to Approve Notices and Notice Plan* as Exhibit CM-1, and in accordance with the notice plan;

[8] **THE WHOLE** without costs, under reserve of any costs payable regarding the publication of the notices, which will follow suit.

CHANTAL CHATELAIN, J.S.C.

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Decided on the basis of a written motion without an oral hearing