

NOTICE OF DISCONTINUANCE
DIESEL BLUE PERFORMANCE
PROPOSED CLASS ACTION
(Court file number 540-06-000016-206)

Please Read This Notice Carefully. It May Affect Your Legal Rights.

**Persons in Québec who own, owned, lease or leased BMW X5 vehicles model years 2009-2013
and BMW 335d vehicles model years 2009-2011, are advised that:**

On October 10, 2023, the Quebec Superior Court issued a judgment to allow the Plaintiff to discontinue the class action against Bayerische Motoren Werke AG, BMW of North America, LLC, BMW Canada Inc. (collectively « **BMW** ») and against Robert Bosch GmbH, Robert Bosch LLC and Robert Bosch Inc. (collectively « **Bosch** ») and together collectively the « **Defendants** ») filed in Quebec on July, 23 2020.

The proposed class proceeding alleged that the Defendants equipped these vehicles with software that allowed them to defeat emissions testing and alleged that under ordinary driving conditions, these vehicles emit levels of pollutants that are far higher than advertised and allowed by law.

The Defendants deny these allegations, which have not been tested before the Court.

You are receiving this notice because you previously inquired with Siskinds Desmeules in respect of this class action.

Siskinds Desmeules is of the opinion that the proposed Diesel BluePerformance proceeding is no longer viable, and the representative plaintiff no longer wishes to pursue the claim against the Defendants. On this basis, Siskinds Desmeules sought and obtained the approval of the Quebec Superior Court to discontinue the class proceeding.

YOU SHOULD TAKE NOTICE that the limitation period for bringing a claim, if there is any time left within it, will recommence on October 10, 2023. On the expiry of the limitation period, your right to sue may be extinguished. Limitation periods may vary from one person to another. You may wish to consult your own lawyer about this.

If you have any questions, please contact Siskinds Desmeules at :

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THIS NOTICE HAS BEEN APPROVED BY THE QUEBEC SUPERIOR COURT.