

SUPERIOR COURT

(Class Action Chamber)

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL.

No.: 500-06-001066-204

DATE: May 8, 2024.

BY THE HONOURABLE PIERRE NOLLET, J.S.C.

TRACY PATTERSON

Plaintiff - Class Representative

v.

INTERNET REFERRAL SERVICES LLC

Et AL

Defendants

CLOSING JUDGMENT REGARDING INTERNET REFERRAL SERVICES LLC

[1] **CONSIDERING** that on July 10, 2020, Plaintiff filed an *Amended Application to Authorize the Bringing of a Class Action* against, *inter alia*, Defendant Internet Referral Services, LLC (“**IRS**”);

[2] **CONSIDERING** that on April 4 and 5, 2022, plaintiff Tracy Patterson and IRS entered into a settlement agreement (the “**Settlement Agreement**”);

[3] **CONSIDERING** that on April 13, 2022, the Court authorized the class action for settlement purposes only and rendered certain pre-approval orders, including the approval of the dissemination plan for the notices of authorization and of the settlement approval hearing (the “**Notices**”) and appointed Velvet Payments (now

known as Concilia Services Inc.) as Claims Administrator (the “**Pre-Approval Judgment**”);

[4] **CONSIDERING** that on July 26, 2022, the Court rendered a judgment approving the Settlement Agreement in the present proceedings (the “**Approval Judgment**”);

[5] **CONSIDERING** that the court-appointed Claims Administrator, Velvet Payments (now known as Concilia Services Inc.);

[6] **CONSIDERING** that notice of the Settlement Agreement was given to Settlement Class Members on September 6, 2022 and posted on Class Counsel’s website;

[7] **CONSIDERING** that the Claims Period ended on October 21, 2022;

[8] **CONSIDERING** that Velvet Payments issued its final closing report (the “**Final Closing Report**”) on January 30, 2023;

[9] **CONSIDERING** that the Closing Report shows that 289 emails were sent to Settlement Class Members and only one email bounced back which represents 0.34% of the Settlement Class Members;

[10] **CONSIDERING** the claims made by Class Members total:

10.1. seven (7) claims representing a total value of \$2,121.75 USD; and

10.2. ten (10) claims approved for the IRS Transition Settlement Class Members representing a total value of \$3,842.80 USD.

[11] **CONSIDERING** the 2% withholding fee which the *Fonds d’aide aux actions collectives* is entitled to receive pursuant to the law is \$119.30 USD (corresponding to 0.02 x \$5,964.55 USD) (equivalent to \$161.76 CAD converted on March 20, 2024);

[12] **CONSIDERING** that there is no remaining balance, that appropriate deductions have been remitted to the *Fonds d’aide aux actions collectives* and that the approved Class Counsel Fees were paid by IRS;

[13] **CONSIDERING** that the Settlement Agreement was duly and entirely executed by the parties, the whole in accordance with the Approval Judgment;

[14] **CONSIDERING** article 596 of the *Code of Civil Procedure*;

[15] **CONSIDERING** article 59 of the *Regulation of the Superior Court of Québec in Civil Matters*;

[16] **CONSIDERING** article 130 of the *Directives de la division de Montréal*;

FOR THESE REASONS, THE COURT :

[17] GRANTS the <i>Internet Referral Services LLC Defendant' Application for a Closing Judgment</i> ;	ACCUEILLE la demande de jugement de clôture de la défenderesse <i>Internet Referral Services LLC</i>
[18] DECLARES that Velvet Payments (Concilia Services Inc.) has fulfilled its obligations pursuant to the Settlement Approval Judgment and is released and discharged from its mandate;	DÉCLARE que Velvet Payments (Concilia Services Inc.) a rempli ses obligations en vertu du jugement d'approbation du règlement et est libéré de son mandat ;
[19] DECLARES that <i>Internet Referral Services LLC</i> has fulfilled its obligations pursuant to the Settlement Agreement in accordance with the Approval Judgment rendered on July 26, 2022;	DÉCLARE que <i>Internet Referral Services LLC</i> a rempli ses obligations en vertu de la Convention de règlement conformément au jugement d'approbation rendu le 26 juillet 2022 ;
[20] DECLARES the closure of the present class action proceedings as regards <i>Internet Referral Services LLC</i> ;	DÉCLARE la clôture des présentes procédures d'action collective concernant <i>Internet Referral Services LLC</i> ;
[21] DECLARES that the Plaintiff and the Class Members are bound by the release contained in the Settlement Agreement;	DÉCLARE que le demandeur et les membres du groupe sont liés par la quittance contenue dans la convention de règlement ;
[22] WITHOUT other legal costs.	SANS FRAIS DE JUSTICE

PIERRE NOLLET, J.S.C.

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Hearing date: On docket