

CANADA
PROVINCE OF QUÉBEC

DISTRICT OF MONTRÉAL
No.: 500-06-000977-195

SUPERIOR COURT
(Class Action)

DENIS GAUTHIER

Plaintiff

v.

BOMBARDIER INC. ET AL.

Defendants

**CASE MANAGEMENT NOTICE TO APPROVE A PRESS RELEASE, NOTICE,
NOTICE PLAN, AND AN OPT-OUT FORM
AND TO SET THE OPT-OUT DEADLINE
(Articles 19, 158, 579 C.C.P)**

**TO THE HONOURABLE MR. JUSTICE CHRISTIAN IMMER, SITTING IN AND FOR THE
DISTRICT OF MONTRÉAL AS CASE MANAGEMENT JUDGE IN THE INSTANT CASE, THE
PLAINTIFF RESPECTFULLY SUBMITS AS FOLLOWS:**

1. The Plaintiff was authorized to pursue a class action against the Defendants in virtue of this Honourable Court's Judgment dated May 24, 2024 ("**Authorization Judgment**"), as appears from the Court record;
2. No party has appealed or sought leave to appeal from the Authorization Judgment, and it is now final;
3. Further to the Authorization Judgment, the Court convened the parties in order to establish the content of the press release, notice, notice plan, and opt-out form and to set the opt-out deadline, in accordance with Article 579 of the *Code of Civil Procedure*;
4. The parties have conferred and agree on the content of the attached press release (**Exhibit R-1**), notice (**Exhibit R-2**), opt-out form (**Exhibit R-3**) and notice plan (**Exhibit R-4**);
5. As appears from the notice and notice plan, the parties suggest the opt-out deadline be set to forty-five (45) days from the publication of the notice as set forth in the notice plan;
6. The Plaintiff has conferred with Concilia, which has agreed to act as administrator to publish the press release and notice, and receive opt-outs further to the notice plan, and the Plaintiff suggests they be appointed;
7. The parties consent to this case management notice and the conclusions sought herein, with the exception of paragraph 9(i) of the Notice Plan.

FOR THESE REASONS, MAY IT PLEASE THE COURT TO:

APPROVE the form and content of the press release (**Exhibit R-1**), notice (**Exhibit R-2**), opt-out form (**Exhibit R-3**) and notice plan (**Exhibit R-4**);

FIX the opt-out deadline at forty-five (45) days from the publication of the notice;

APPOINT Concilia to publish the press release, notice and receive opt-outs as opt-out administrator, in accordance with the terms of the notice plan;

ORDER that any class member who has not validly opted out of the class action will be bound by the terms of any judgment or settlement, whether favourable or not, and will not be allowed to prosecute an independent action;

ORDERS the Defendants to pay all costs associated with the publication of the press release, the notice and all other attendant costs incurred in relation to the notice plan.

MONTREAL, this 8th day of July 2024

(S) Faguy & Co.

FAGUY & CO. BARRISTERS & SOLICITORS INC.
Attorneys for the Plaintiff

NOTICE OF PRESENTATION

TO: The Honourable Mr. Justice Christian Immer

AND: Mtre Jean G. Bertrand
Mtre François-David Paré
Mtre Julie Lacourcière
Mtre Laurence Codsí

NORTON ROSE FULBRIGHT CANADA LLP
1, Place Ville Marie, suite 2500
Montréal QC H3B 1R1

PLEASE TAKE NOTICE that Plaintiff's *Case Management Notice to Approve a Press Release, Notice, Notice Plan, an Opt-Out Form and to Set the Opt-Out Deadline* will be heard before the Honourable Mr. Justice Immer at a date and time he may fix, as required.

MONTREAL, this 8th day of July 2024

(S) *Faguy & Co.*

FAGUY & CO. BARRISTERS & SOLICITORS INC.
Attorneys for the Plaintiff

SUPERIOR COURT
(Class Action)
Province of Québec
District of Montréal
Nº: 500-06-000977-195

DENIS GAUTHIER

Plaintiff

v.

BOMBARDIER INC.

-and-

ALAIN BELLEMARE

-and-

JOHN DI BERT

Defendants

**CASE MANAGEMENT NOTICE TO APPROVE A PRESS
RELEASE, NOTICE, NOTICE PLAN, AND OPT-OUT
FORM AND TO SET THE OPT-OUT DEADLINE
(Articles 19, 158, 579 C.C.P)**

FAGUY & CO.

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