

CANADA

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-001326-244

(Class Action)
SUPERIOR COURT

ELIJAH AMAR

Applicant

v.

THE UPPER DECK COMPANY

-and-

PANINI AMERICA, INC.

-and-

THE TOPPS COMPANY, INC.

Defendants

**APPLICATION OF THE DEFENDANT THE UPPER DECK COMPANY FOR LEAVE TO
SUBMIT RELEVANT EVIDENCE AND FOR LEAVE TO EXAMINE THE APPLICANT
(Art. 574 CCP)**

**TO THE HONOURABLE SHAUN E. FINN, S.C.J., SITTING IN AND FOR THE JUDICIAL
DISTRICT OF MONTREAL, AND DESIGNATED TO PRESIDE OVER THE PRESENT MATTER,
THE DEFENDANT THE UPPER DECK COMPANY RESPECTFULLY SUBMITS AS
FOLLOWS:**

A. INTRODUCTION

1. Defendant The Upper Deck Company ("**Upper Deck**") seeks leave to adduce relevant evidence at authorization that is necessary for this honourable Court to undertake a proper analysis of the criteria under article 575 of the *Code of Civil Procedure* ("**CCP**");
2. This evidence consists of:
 - a) An affidavit of Grant Sandground, Vice President of Product Development at Upper Deck;
 - b) An examination out of court of the Applicant lasting no longer than ten (10) minutes;

3. The affidavit will address the following topics:
 - a) A general overview of Upper Deck;
 - b) Upper Deck's products;
 - c) Allegations in the Application specific to Upper Deck's packaging and sports cards;
4. Attached hereto as **Schedule A** is the unsigned affidavit of Grant Sandground that Upper Deck seeks leave to submit as relevant evidence;
5. The examination of the Applicant, Elijah Amar, will cover the following topic:
 - The specific Upper Deck cards or boxes purchased by Applicant, and their sources;

B. CONTEXT OF THE PROPOSED CLASS ACTION

6. Upper Deck has taken cognizance of Defendants Panini America, Inc.'s ("**Panini**") and the Topps Company, Inc.'s ("**Topps**") respective applications for leave to adduce relevant evidence and is in agreement with the allegations contained thereof;
7. As such, Upper Deck relies on the context provided in Panini's and Topps' respective applications in relation to the Applicant's *Modified Application to Authorize a Class Action* dated February 14, 2025 (the "**Modified Application**");
8. In general, the Courts have allowed relevant evidence that explain a defendant's activities, complete missing facts present in the Applicant's proceedings, complete an incomplete or partial description of a document or relevant circumstances, demonstrate clear and evident falsehoods of certain allegations, correct or contradict allegations in the Applicant's proceedings when the evidence permits the Court to better comprehend the factual context of the Applicant's claim, or is useful for the debate on authorisation;
9. The evidence Upper Deck seeks leave to present at the authorization hearing is neutral and objective, is essential to complete and correct the facts alleged in the Modified Application, and is limited to what is necessary and essential to enable this Honourable Court to conduct its assessment of the criteria under article 575 CCP;

C. THE RELEVANT EVIDENCE UPPER DECK SEEKS TO SUBMIT VIA AFFIDAVIT

10. The proposed affidavit will explain:
 - a) Upper Deck's involvement in the sports trading card industry;
 - b) Upper Deck's products, and where and how its products are sold;
 - c) The types of sports trading cards in the industry, including Memorabilia Cards;
 - d) The terminology and definitions used by Upper Deck for its marketing terms of sports trading cards;

- e) The terminology and definitions used by third-party publications focused on the sports card industry;
11. The proposed affidavit will also provide examples of Memorabilia Cards issued by Upper Deck in relation to memorabilia that is “gamed-used” or “player worn”, as well as provide specific examples of Upper Deck’s product packaging and the relevant wording of disclaimers found on its packaging;
 12. The evidence will also show the specific descriptions used by Upper Deck in relation to patch cards that present “game-used” memorabilia, conversely to “player worn” memorabilia;
 13. The Modified Application makes no distinction between the proposed Defendants and the different wordings found on their respective packaging, and makes no attempt at explaining the applicable definitions to that wording based on industry standards or the terminology used in the industry;
 14. The Modified Application also does not provide any of these relevant facts for the Court’s appreciation in the context of the analysis of the criteria required under article 575 CCP;
 15. This evidence is useful in order to complete the missing facts in the Modified Application, and to complete a partial description of relevant circumstances, which is useful for the debate on authorization;
 16. This evidence is also useful in order to correct or contradict allegations in the Modified Application given that such evidence allows the court to have a better comprehension of the factual context of the claim;

D. LEAVE TO EXAMINE THE APPLICANT

17. Upper Deck seeks leave to examine the Applicant on the allegations contained in the Modified Application, as regards the Applicant’s personal cause of action against Upper Deck;
18. The purpose of this examination is put into evidence at authorisation, *inter alia*, the following:
 - The specific Upper Deck cards or boxes purchased by Applicant, and their sources;
19. Upper Deck has taken cognizance of Defendants’ Panini America, Inc. (“**Panini**”) and the Topps Company, Inc.’s (“**Topps**”) respective applications for leave to examine the Applicant and is in agreement with the allegations contained thereof;
20. As such, considering Panini and Topps’ requested length of time for the examination of the Applicant and the topics they wish to address, Upper Deck’s examination should last no longer than ten (10) minutes;
21. The evidence brought by this examination will be useful in the context of this honourable Court’s analysis of the criteria under article 575 CCP;
22. This application is well founded in fact and law.

WHEREFORE, MAY IT PLEASE THIS COURT:

- [A]** **GRANT** the *Application of the Defendant The Upper Deck Company for Leave to Submit Relevant Evidence and for Leave to Examine the Applicant*;
- [B]** **AUTHORIZE** the Defendant The Upper Deck Company to submit the signed version of the affidavit of Grant Sandground and the Exhibits GS-1 to GS-3, filed as Schedule A to the present Application;
- [C]** **AUTHORIZE** the Defendant The Upper Deck Company to examine the Applicant Elijah Amar for a period of ten (10) minutes on the topics outlined at paragraph 18 herein;
- [D]** **THE WHOLE, WITH COSTS** against the Applicant.

Montreal, June 27, 2025

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Lawyers of Defendant

THE UPPER DECK COMPANY

O/file: 588613-00050

NOTICE OF PRESENTATION

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TAKE NOTICE that the *Application of the Defendant The Upper Deck Company for Leave to Submit Relevant Evidence and for Leave to Examine the Applicant* will be presented for adjudication before the Honourable Shaun E. Finn of the Superior Court of Quebec, sitting in and for the District of Montréal, at the Montreal Courthouse, situated at 1 Notre-Dame Street East, **at a date and time to be determined by this Honourable Court.**

DO GOVERN YOURSELVES ACCORDINGLY.

Montreal, June 27, 2025



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SCHEDULE A

CANADA

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Defendants

AFFIDAVIT OF GRANT SANDGROUND

TO ONE OF THE HONOURABLE JUDGES OF THE SUPERIOR COURT, SITTING IN AND FOR THE JUDICIAL DISTRICT OF MONTREAL, I, THE UNDERSIGNED, GRANT SANDGROUND, HAVING MY PROFESSIONAL ADDRESS AT 5830 EL CAMINO REAL, IN THE CITY OF CARLSBAD, STATE OF CALIFORNIA, 92008, UNITED STATES OF AMERICA, DO HEREBY SOLEMNLY AND RESPECTFULLY DECLARE AS FOLLOWS:

1. I have reviewed the Applicant's "*Application to Authorize a Class Action*", dated August 8, 2024, and the subsequent "*Modified Application to Authorize a Class Action*", dated February 13, 2025, in Court Docket number 500-06-001326-244 (hereinafter the "**Application**");
2. Our attorneys at Spiegel Ryan LLP forwarded to me a digital copy of Exhibits P-1 to P-17, filed in support of the Application;
3. The Upper Deck Company ("**Upper Deck**") is a Defendant in the present proceedings;
4. I am the Vice President of Product Development, a position that I have held since approximately 2021. Altogether, I have been employed at Upper Deck for approximately sixteen (16) years, having previously held the position of Director of Product Development;

5. Through my employment with Upper Deck, and my previous employment with Beckett Media, and being a card collector since 1977, I have approximately forty-eight (48) years of knowledge and experience about the sports trading card industry;
6. I wish to provide background information to this Court as to the general practice at Upper Deck in the marketing of *memorabilia* sports cards ("**Memorabilia Cards**") to consumers in North America and in the Province of Quebec;

GENERAL OVERVIEW OF UPPER DECK

7. Upper Deck was founded in 1988 with the view of providing trading cards with enhanced quality and design. In fact, Upper Deck earned a reputation for quality craftsmanship, innovation, and authenticity, by personally overseeing every signature and implementing 5-step authentication process of signed collectibles. Throughout the years, Upper Deck entered into exclusive spokesperson agreements with iconic athletes like Michael Jordan, Wayne Gretzky, and Tiger Woods, to name a few;
8. By 1990, Upper Deck had received licenses from all four (4) major sports leagues in North America, namely Major League Baseball (MLB), the National Hockey League (NHL), the National Football League (NFL) and the National Basketball Association (NBA);
9. In regard to trading cards, as the market in the late 1980s was flooded with fake cards due to counterfeiters, Upper Deck introduced high-tech security holograms, akin to technology found in IDs and passports, into its trading cards to make it virtually impossible for counterfeiters to replicate;

UPPER DECK'S PRODUCTS

10. Generally, trading cards are sold as sealed packs or boxes containing several types of trading cards assorted randomly. At Upper Deck, sealed boxes contain anywhere from 1 to 36 packs in a box on average, while packs (other than single cards) can contain 1 to 60 cards depending on the product. Consumers can also purchase "cases" that contain anywhere from 1 to 18 boxes on average. Other than single cards, packs are the lowest denomination of product a consumer can purchase;
11. Each year, Upper Deck produces and releases numerous trading card products, which feature current athletes (veterans and rookies), and include a limited number of retired athletes;
12. Upper Deck's popular trading card collections or brands include, but are not limited to:

**MVP * O-Pee-Chee * Artifacts * Upper Deck Series 1 * Upper Deck Series 2
* SPx * SP Authentic**

13. Upper Deck sells the vast majority of its products to distributors and hobby shops which are primarily brick-and-mortar retail locations, and also to major retailers like Walmart or Target, all of which have to meet Upper Deck's distribution policy. Upper Deck also sells its products via Authorized Internet Retailers and through its own website at: www.upperdeckepack.com;
14. A list of Upper Deck's Certified Diamond Dealers is located on Upper Deck's website at: <https://upperdeck.com/cdd-inquiry-distributor-locator/>;
15. At Upper Deck, very much like the other industry players, we have various types of sports trading cards that range from the common version of each card, known as "Base Cards", to Memorabilia Cards and autographed cards;
16. The Base Cards are the common cards that are part of a product's main set. They generally present a photograph of any given athlete in his team uniform with his name and team. On the other side, it will typically present a short description of his or her achievements and statistics;
17. Autographed cards will include the player's signature;
18. Memorabilia Cards will include an authentic item related to the player;
19. The most common type of Memorabilia Cards in the industry and at Upper Deck are "Jersey Cards" or "Patch Cards", where the memorabilia element is a piece of jersey connected to the athlete;
20. For approximately the past thirty (30) years, the usage of Memorabilia Cards has been a standard practice in the sports card trading industry;
21. Each manufacturer provides their own certification and/or authentication process as to the memorabilia included in their Memorabilia Cards, while each manufacturer will word its certification and/or authentication in a different manner from its competitors;
22. It bears to note that every major manufacturer of sports trading cards, including online industry publications, have different terms that are used to describe the sports trading cards that include a piece of memorabilia, each term having its particular definition and meaning which can vary from one manufacturer to the other;
23. The following are true and correct copies of excerpts from Upper Deck's Glossary of Card and Industry Terms from Upper Deck's website, which functions as a trade code for Upper Deck's products:
 - a. "Base Card – A common card that is part of a product's main set";
 - b. "Game-Used Jersey Card – A card containing a piece of embedded jersey worn by a player during a game";
 - c. "Hits – Special, non-base cards that are part of limited subsets";

- d. “Jersey Card – A card that contains a piece of embedded jersey”;
- e. “Letterman Card – A card featuring a cut letter patch from a player’s jersey”;
- f. “Logo Patch – A card featuring a team or league logo patch from a jersey”, and;
- g. “Patch Card – A card that features a cut patch from a player’s jersey. Common patches include jersey numbers, team names, and team logos”;

a copy of which is attached hereto as **Exhibit GS-1**;

24. As an example of the certification language used in Memorabilia Cards issued by Upper Deck in relation to patch cards of jerseys that are game-used, the following sports card of NHL player Jarome Iginla indicates, on the back of the card:

“CONGRATULATIONS! You have received a trading card with game-used hockey memorabilia that features an autograph of Jarome Iginla. The memorabilia has been certified to The Upper Deck Company (“UDC”) as having been used in an official NHL game, and the autograph was signed in the presence of a representative of UDC or provided, and certified as to its authenticity, by Jarome Iginla. We hope you enjoy this piece of hockey history, as we continue to keep you as close as you can get! Enjoy your memorabilia autograph card!”

(Our emphasis added)

a copy of which is attached hereto as **Exhibit GS-2**;

25. As an example of the certification language used in Memorabilia Cards issued by Upper Deck in relation to patch cards of jerseys that are player worn, as opposed to game-used, the following sports card of PGA Tour professional golfer Max Homa indicates, on the back of the card:

“CONGRATULATIONS! You have received a trading card with golf memorabilia that features an autograph of Max Homa. The memorabilia has been certified to The Upper Deck Company (“UDC”) as having been worn by the featured player, and the autograph was signed in the presence of a representative of UDC or provided, and certified as to its authenticity, by Max Homa. We hope you enjoy this piece of golf history, as we continue to keep you as close as you can get! Enjoy your memorabilia autograph card!”

(Our emphasis added)

a copy of which is attached hereto as **Exhibit GS-3**;

ALLEGATIONS IN THE APPLICATION

26. As seen in Exhibits P-6, a consumer purchasing a pack or a box of sports trading cards is clearly notified that a small portion of the cards inside said pack or box will qualify as “memorabilia” or “hits”;
27. In fact, as seen in Exhibit P-6, Upper Deck’s description on these packs or boxes refers to different types of memorabilia, to wit:

- a. “Collect 2 Autograph and/or Memorabilia Cards per Box!”;
- b. “Collect At Least 2 Hits per Box!”;
- c. “Look for Autograph and Game-Worn Jersey Cards”;
- d. “Collect a Wide Variety of Hobby-Exclusive Game-Worn Memorabilia Cards!”, and;
- e. “Look for Honorary Triple Swatches and Triple Relics Cards Featuring Premium Game-Worn Memorabilia”.

(Our emphasis added)

28. Furthermore, as can be seen in Exhibit P-1, Upper Deck’s description on these patch cards are specific to the type of memorabilia material presented, such that the patch card contains authentic pieces from a “*Game-Used Jersey*” having been used in “*an official NHL game(s)*”—for example, as seen with the cards of NHL players Rick Nash, Dany Heatley, Jason Spezza, Simon Gagné, Tyler Toffoli, Jordan Eberle, to name a few—or if the material from the jersey on the card is player worn (conversely to “Game-Used”), as seen with the following descriptions:
- a. “(...) *an authentic piece of a jersey worn by Corey Pery [sic] in a photo shoot.*”, and;
 - b. “(...) *a trading card with hockey memorabilia that features an autograph of Joey Keane. The memorabilia has been certified (...) as having been worn by the featured player (...)*”;
29. It is clear that when Upper Deck is presenting sports jersey memorabilia under a patch card, it is in reference either to a player having worn the jersey at a specific event (i.e., game-used jersey during an official NHL game) or to a player having worn the jersey in circumstances not mentioned or less valuable (e.g., at a photoshoot);
30. In fact, it is clear that any memorabilia material presented by Upper Deck is always connected to a specific player/athlete (see Exhibits P-1, P-6, P-13, P-15 to P-17), which is in line with Upper Deck’s standard practice and usage of trade of presenting Memorabilia Cards;
31. The memorabilia material presented in Upper Deck’s sports trading cards are certified as authentic, as Upper Deck receives a declaration of authenticity with respect to said memorabilia material;
32. Upper Deck’s practice of certification as depicted above is very much in line with industry standards and is in no way misleading to consumers, either in Quebec or elsewhere;
33. Consumers are very much aware that Memorabilia Cards are not equal. Some are related to a special game or venue with special significance (e.g., game-worn during a playoff or championship game) and are more cherished or valued because of that, some have been worn during an actual competitive venue (e.g., game-worn during an official game) and

some have simply been worn by the athlete in a specified (e.g., photoshoot) or unspecified context;

34. As such, all Memorabilia Cards have an added feature which normal cards (i.e., Base Cards) do not have, something we at Upper Deck, in line with other players in the industry, have designated in various ways, including the term “memorabilia”;
35. In fact, the definitions used to designate the terms Memorabilia Card, Event-Worn, Game-Used/Game-Worn, Jersey Card, Manufactured Relic, and Patch, to name a few, are easily and commonly found on the online glossaries of the manufacturers in the industry, as well as by third-party publications that focus on the sports trading card industry, such as Sports Card Investor’s glossary of terms:
 - a. “Event-Worn – Refers to memorabilia included in a sports or trading card that was simply worn at to an event rather than used in a game, and is typically considered less desirable than game-used”;
 - b. “Game-Used/Game-Worn – Refers to memorabilia that has been used in a game by an athlete. This category carries a premium over player- or event-worn memorabilia that didn’t appear in a game”;
 - c. “Jersey Card – A card that contains a piece of a jersey or uniform from the subject. Pieces of jersey are typically classified as game-worn if a player wore it during an actual game or player/event-worn if the jersey was simply put on for a moment during an event. Jersey cards are typically single-colored swatches, while patch cards contain two or more colors”;
 - d. “Manufactured Relic – A piece of memorabilia created by a card company specifically to appear in trading cards. These haven’t been worn or touched by the athletes on the card”;
 - e. “Memorabilia Card – Similar to a Jersey Card, a Memorabilia Card features a piece of memorabilia, though these can range from jerseys to pieces of bats, gloves, sneakers or balls”, and;
 - f. “Patch – Refers to a piece of jersey placed inside a trading card. While sometimes synonymous with jersey cards, some collectors use patches to refer to higher-quality jerseys that may contain multiple colors or logos”;

a copy of which can be accessed on Sports Card Investor’s website at the following URL:
<https://www.sportscardinvestor.com/glossary/>;

36. I have taken cognizance of the definition of “memorabilia” on the Government of Canada’s *TERMIUM Plus* date bank (Exhibit P-7) and I consider that it is wide enough to encompass the term “memorabilia” used in the industry of sports trading cards;
37. Based on the above, at no time, are Upper Deck’s descriptions misleading and/or inciting consumers into purchasing cards under false pretences;
38. All of the facts in the present Affidavit are true and exact to my personal knowledge.

AND I HAVE SIGNED:

GRANT SANDGROUND

SOLEMNLY AFFIRMED before me by technological means in the City _____, State of _____, United States of America, and received in the City of Montreal, Province of Quebec, on this _____ day of _____ 2025.

Commissioner of Oath for the Province of Quebec

Name:

Commission Number:



(<https://upperdeck.com>)



Glossary: Trading Cards Explained

Congratulations! You are on your way to becoming an expert in trading card collecting.

With a league full of superstars, both established and in the making, and a 2023-24 rookie class loaded with promising prospects, there is an exciting buzz in the hockey world and it is generating a huge demand for NHL® trading cards. All in all, Upper Deck offers something for every hockey fan.

Card and Industry Terms

1-of-1 – A numbered card that is the only one in existence. These can be the most valuable cards but not necessarily the most expensive.

Acetate Card – A card printed on translucent, Plexiglass-like material.

Autographed Card – A card that has been signed by a player.

Base Card – A common card that is part of a product's main set.

Booklet Card – A 2+ panel card that opens like a book and can feature multiple players and/or signatures.

Book Value – The perceived value of an item according to a price guide published by a third-party company.

Box – A pre-determined number of packs, packaged together in a sealed container. There can be anywhere from 1 to 36 packs in a box on average.

Box Break – When a collector opens an entire box of sealed trading cards. You can find videos of collectors sharing their box breaks online.

Case – A pre-determined number of boxes packaged together in a sealed container. Can contain anywhere from 1-18 boxes on average.

Checklist – A complete list of cards contained in a particular set created by the product's manufacturer. Collectors use checklists to help keep track of and complete sets.

Cut Autograph – A card featuring an autograph that is not signed directly onto the card but is instead cut from another source (such as a check).

Exclusive Spokesperson – Refers to athletes whose autographs, jerseys, and memorabilia will not be available in other brands. For example, Michael Jordan, Wayne Gretzky, and Tiger Woods.

Game-Used Jersey Card – A card containing a piece of embedded jersey worn by a player during a game.

Hard-Signed Autograph Card – An autograph signed directly onto a card's surface.

Hits – Special, non-base cards that are part of limited subsets.

Hobby Box or Hobby Products – Products created exclusively for hobby stores that contain more content, packs, and inserts than products at retail stores.

Inserts – Cards that are more difficult to obtain than the base set of cards. They are considered a “subset” within the product and will have a distinctive look and design than common cards.

Jersey Card – A card that contains a piece of embedded jersey.

Letterman Card – A card featuring a cut letter patch from a player's jersey.

Licensed Cards – Trading cards licensed by a league and player's association.

Logo Patch – A card featuring a team or league logo patch from a jersey.

Pack – Other than single cards, the lowest denomination of product you can buy. This contains 1-60 cards depending on the product.

Parallel – A parallel typically has the same design and photo as a base card but offers a different, higher-end color scheme with limited copies.

Patch Card – A card that features a cut patch from a player's jersey. Common patches include jersey numbers, team names, and team logos.

Personal Collection (PC) – A collector's favorite cards; usually the centerpieces of a collection and are not up for trade or sale.

Player Collector – A collector who focuses on specific players.

Printing Plate – A special plate used to print trading cards. These "cards" are one-of-a-kind and come in four printing colors: black, cyan, magenta, and yellow.

Redemption – Insert cards used as placeholders for cards that were not ready at the time of printing, usually an autograph card. Collectors redeem these cards online.

Rookie Cards – A card from a player's first year in the league. These cards are highly collectible.

Sell Value – The value based on recent actual sales of an item, or a perceived value based on how much a person will pay for the card.

Serial or "Crash" Numbered – A card that is short-printed and stamped with a print run number on the card. For example, 01/25.

Set – A completed series of numbered regular cards, inserts, or hits from a particular product.

Set Collector – Someone who builds sets from each product, rather than someone who collects a certain player or team.

Short Print (SP) – Cards that have a lower print run than other cards in a set, making them rarer and more challenging to collect.

Sticker or Label Autograph Card – An autographed card featuring a certified signature on a clear label, applied to the card's surface.

Team Collector – A collector who focuses on specific teams.

Popular Trading Card Brands

MVP – The first set of the new collecting year and offers plenty of inserts, parallels, and short prints. This product is geared towards set and team collectors.

O-Pee-Chee – This classic-style set is the largest on the hobby market and offers a low price. It is also a great product for anyone who is just starting. If you are interested in building sets that have a classic retro design with a chance to pull big autographs or unique team patches, this is the set for you.

Artifacts – For seasoned collectors, Artifacts is a household name. This product serves as an excellent mid-range product for puck fans, especially those who love premium memorabilia cards. Artifacts offers a good value for collectors who are looking for quality rookies, dazzling memorabilia, and early season autograph cards.

Upper Deck Series 1 – UD1 offers affordable price points and something for all levels of collectors. **Young Guns** [®] rookie cards are highly sought-after, and you may even find popular autograph and patch cards.

Upper Deck Series 2 – UD2 picks up where UD1 leaves off, with a fresh collection of 200 base cards and even more **Young Guns** [®]. This set also includes popular **UD Canvas** [®] and other great insert cards.

SPx – This product offers plenty of autographs, jersey cards, and rookie autograph jersey cards. Various inserts are exciting to collect, but the Shadowbox rookie cards and **UD Black Obsidian** cards are real show-stoppers. This set is great for technology fans as well as memorabilia, autograph, and rookie collectors.

SP Authentic – This product includes a series of sought-after **Future Watch** [®] autographed rookie cards. **Sign of the Times** [®] cards feature multi-signed cards, which are a real thrill to pull. If you love rookies and autograph cards, you might consider this set.



Collect the Best

Upper Deck is the leading sports and entertainment trading card and collectibles company.

e- (<https://www.upperdeckepack.com/?>

Pack [utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=e-Pack](https://www.upperdeckepack.com/?utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=e-Pack))

(<https://www.collectevo.com/?>

Evolution [utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=Evolution](https://www.collectevo.com/?utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=Evolution))

Collect (<https://www.collectforever.com/?>

Forever [utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=CollectForever](https://www.collectforever.com/?utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=CollectForever))

Shop (<https://upperdeckstore.com/?>

Online [utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=UDStore](https://upperdeckstore.com/?utm_source=UDWebsite&utm_medium=FooterTag&utm_campaign=UDStore))

[Store Locator\(/store-locator/\)](#)

[Redemptions\(/redemptions/\)](#)

[Customer Care\(/customer-care/\)](#)

My Account (<https://upperdeck.com/login/>)

Sign Up for Updates

Email

hello@gmail.com

SIGN UP

Upper Deck Sports

 (<https://www.facebook.com/UpperDeck/>)

 (<https://www.instagram.com/upperdecksports/?hl=en>)

 (<https://www.youtube.com/user/UDVids>)

 (<https://twitter.com/UpperDeckSports>)

Upper Deck Entertainment

 (<https://www.facebook.com/UpperDeckEnt/>)

 (<https://www.instagram.com/upperdeckent/?hl=en>)

([https://discord.com/invite/uYvhRUe?](https://discord.com/invite/uYvhRUe?fbclid=IwY2xjawlhqXdleHRuA2FlbQlXMQABHRrZmOZOso_b79lydkLtHIFaRv3yDfHXuuoo_2bk0bdxIKI4A35vHN8OYQ_aem_aiqo0Eeggos7XQjKi6ovxA)

 fbclid=IwY2xjawlhqXdleHRuA2FlbQlXMQABHRrZmOZOso_b79lydkLtHIFaRv3yDfHXuuoo_2bk0bdxIKI4A35vHN8OYQ_aem_aiqo0Eeggos7XQjKi6ovxA)

 (<https://twitter.com/UpperDeckEnt>)

Collect Forever

 (<https://www.instagram.com/collect.forever/?hl=en>)

 (<https://www.youtube.com/user/udvids>)

Careers (https://workforcenow.adp.com/mascsr/default/mdf/recruitment/recruitment.html?cid=3648a7d8-007d-4c74-b5b2-82f5563f80f7&ccId=19000101_000001&lang=en_US)

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No : 500-06-001326-244	
SUPERIOR COURT PROVINCE OF QUÉBEC DISTRICT OF MONTRÉAL	
ELIJAH AMAR vs. THE UPPER DECK COMPANY -and- PANINI AMERICA INC. -and- THE TOPPS COMPANY INC.	Applicant Defendants
EXHIBIT GS-1	
ORIGINAL	
Mtre Jean Lemoine Mtre Ramy Amine jlemoine@spiegelryan.com ramine@spiegelsohmer.com	
Our reference: 588613-50	
 1255, Peel Street, Suite 1000 Montréal (Québec) H3B 2T9 Phone: (514) 875-2100 Fax: (514) 875-8237 BS-3255	

ARTIFACTS

2/5

Jarome Iginla 12

EAST

JAROME IGINLA
RIGHT WING

168



RW



JAROME IGINLA

HEIGHT: 6'1" WEIGHT: 210 LBS. SHOOTS: RIGHT BORN: 7/1/77

CONGRATULATIONS!

You have received a trading card with game-used hockey memorabilia that features an autograph of Jarome Iginla. The memorabilia has been certified to The Upper Deck Company ("UDC") as having been used in an official NHL game, and the autograph was signed in the presence of a representative of UDC or provided, and certified as to its authenticity, by Jarome Iginla.

We hope you enjoy this piece of hockey history, as we continue to keep you as close as you can get!

Enjoy your memorabilia autograph card!

The Richard P. McWilliam Family
THE UPPER DECK COMPANY

ORANGE AUTO MATERIALS

ARTIFACTS
2024-25 HOCKEY



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No : 500-06-001326-244	
SUPERIOR COURT PROVINCE OF QUÉBEC DISTRICT OF MONTRÉAL	
ELIJAH AMAR	Applicant
vs.	
THE UPPER DECK COMPANY	
-and-	
PANINI AMERICA INC.	
-and-	
THE TOPPS COMPANY INC.	Defendants
EXHIBIT GS-2	
ORIGINAL	
Mtre Jean Lemoine Our reference: 588613-50 Mtre Ramy Amine jlemoine@spiegelryan.com ramine@spiegelsohmer.com  1255, Peel Street, Suite 1000 Montréal (Québec) H3B 2T9 Phone: (514) 875-2100 Fax: (514) 875-8237 BS-3255	



ARTIFACTS

10/25



MAX HOMA

ROOKIE



3



ROOKIE

MAX HOMA

HEIGHT: 6'1" WEIGHT: 180 LBS. BORN: NOVEMBER 19, 1990

CONGRATULATIONS! You have received a trading card with golf memorabilia that features an autograph of Max Homa. The memorabilia has been certified to The Upper Deck Company ("UDC") as having been worn by the featured player, and the autograph was signed in the presence of a representative of UDC or provided, and certified as to its authenticity, by Max Homa. We hope you enjoy this piece of golf history, as we continue to keep you as close as you can get!

Enjoy your memorabilia autograph card!

The Richard P. McWilliam Family
THE UPPER DECK COMPANY

UPPER DECK PORTFOLIO GOLF



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No : 500-06-001326-244	
SUPERIOR COURT PROVINCE OF QUÉBEC DISTRICT OF MONTRÉAL	
ELIJAH AMAR vs. THE UPPER DECK COMPANY -and- PANINI AMERICA INC. -and- THE TOPPS COMPANY INC.	Applicant Defendants
EXHIBIT GS-3	
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No : 500-06-001326-244	
SUPERIOR COURT PROVINCE OF QUÉBEC DISTRICT OF MONTRÉAL	
ELIJAH AMAR vs. THE UPPER DECK COMPANY -and- PANINI AMERICA INC. -and- THE TOPPS COMPANY INC.	Applicant Defendants
APPLICATION OF THE DEFENDANT THE UPPER DECK COMPANY FOR LEAVE TO SUBMIT RELEVANT EVIDENCE AND FOR LEAVE TO EXAMINE THE APPLICANT AND SCHEDULE A <i>(Article 574 C.C.P.)</i>	
ORIGINAL	
Mtre Jean Lemoine Mtre Ramy Amine jlemoine@spiegelryan.com ramine@spiegelsohmer.com	Our reference: 588613-50  SPIEGEL RYAN 1255, Peel Street, Suite 1000 Montréal (Québec) H3B 2T9 Phone: (514) 875-2100 Fax: (514) 875-8237 BS-3255

Maïna Boucher

De: Maïna Boucher
Envoyé: 27 juin 2025 17:23
À: db@brooklegal.ca; famine@millerthomson.com; margaret.weltrowska@dentons.com; erica.shadeed@dentons.com; ana-maria.nicolau@dentons.com
Cc: Me Ramy Amine; Jean Lemoine; Patrick Kembo Singa
Objet: NOTIFICATION / Elijah Amar vs. The Upper Deck Company / Application of the Defendant The Upper Deck Company for Leave to Submit Rel-evant Evidence and for Leave to Examine the Applicant / 500-06-001326-244
Pièces jointes: 2025.06.27 - Application of the defendant for leave to submit relevant evidence and for leave to examine the applicant and schedule A.pdf

BORDEREAU D'ENVOI PAR COURRIEL

No. : **500-06-001326-244**

ELIJAH AMAR

Applicant

vs.

THE UPPER DECK COMPANY

-and-

PANINI AMERICA, INC.

-and-

THE TOPPS COMPANY, INC.

Defendants

SENDERS

Name : **SPIEGEL RYAN LLP**
Mtre Jean Lemoine
Mtre Ramy Amine
Counsel for the Defendant, The Upper Deck Company Inc.

Address : 1255, Peel Street, Suite 1000,
Montréal (Québec) H3B 2T9

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Lawyers for the Defendant, The Topps
Company, Inc.

TRANSMISSION

Place of transmission : Montréal
Date : June 27, 2025
Nature of the document : Application of the Defendant The Upper Deck Company for Leave to Submit Relevant Evidence and for Leave to Examine the Applicant (Art. 574 CCP), Schedule A and Exhibits GS-1 to GS-3
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Maïna Boucher

Adjointe, Parajuriste de / Assistant, Paralegal to Me Ramy Amine, Me Laurent Debrun & Me Louis-Frédéric Côté



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Titre : APPLICATION OF THE DEFENDANT THE UPPER DECK COMPANY FOR LEAVE TO
SUBMIT RELEVANT EVIDENCE AND FOR LEAVE TO EXAMINE THE APPLICANT

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