

# SUPERIOR COURT

(Class Actions Chambers)

CANADA  
PROVINCE DE QUÉBEC  
DISTRICT OF MONTRÉAL

N° : 500-06-001072-202

DATE : November 28, 2025

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**PRESIDING                      THE HONOURABLE                      PIERRE NOLLET, J.C.S.**

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**JANIE DESJARDINS**

Plaintiff

c.

**VIVID SEATS LLC**

Defendant.

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## RECTIFIED JUGEMENT ON DISCONTINUANCE<sup>1</sup>

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[1] **CONSIDERING** the *De bene esse Application for leave to Discontinue a Class Action* filed by the Defendant (the “**Application**”);

[2] **CONSIDERING** that on June 1, 2020, Plaintiff Janie Desjardins filed an *Amended Application for Authorization to Institute a Class Action*;

[3] **CONSIDERING** that on August 19, 2020, prior to a hearing on authorization of the proposed class action, the Mr. Justice Gagnon stayed the present proceedings until a judgment is rendered in the Superior Court file no. 500-06-001066-204, *Tracy Patterson v. Ticketmaster Canada Holdings ULC et al.* (the “**Patterson Class Action**”).

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<sup>1</sup> Rectification: the Name of Counsel for Defendant was rectified as well as the reference to the party filing the application and the name of the application hereby decided.

[4] **CONSIDERING** that Justice Gagnon described the current proceedings and the Patterson Class Action as “cibl[a]nt essentiellement les mêmes défenderesses et contest[a]nt la même situation, soit le refus allégué des défenderesses de rembourser entièrement le prix de billets d’événements annulés ou reportés, ce qui contreviendrait à l’article 54.9.1 de la *Loi sur la protection du consommateur*”.

[5] **CONSIDERING** that Vivid Seats and Ms Tracy Patterson in the Patterson Class Action entered into a Settlement Agreement as of March 9 and 16, 2022 (the “**Settlement**”).

[6] **CONSIDERING** that on July 26, 2022, the Court approved the Settlement of the Patterson Class Action (the “**Settlement Approval Judgment**”).

[7] **CONSIDERING** that the putative class members in the present proceedings will not be prejudiced as an important number of them will benefit from the Settlement.

[8] **CONSIDERING** that the putative class members in the present proceedings that will not benefit from the Settlement will not waive any rights or claims that they may have against the Defendants.

[9] **CONSIDERING** that the Plaintiff does not oppose the discontinuance but has not filed a *de bene esse* application to discontinue her application against the Defendant.

[10] **CONSIDERING** that as a result, the Defendant is compelled to submit the Application for Discontinuance of Plaintiff’s claim.

[11] **CONSIDERING** that it is in the interests of justice economy of judicial resources to allow the discontinuance of the present proceedings.

[12] **CONSIDERING** that the putative class members in the present proceedings should be informed of the discontinuance by way of notice substantially in the form of the draft notice filed as Exhibit R-2 in support of the Application, to be published by Plaintiff’s counsel within 30 days of this judgment in the *Class Actions Registry*.

[13] **CONSIDERING** articles 206, 213 and 585 of the *Code of Civil Procedure*;

**FOR THESE REASONS, THE COURT :**

[14] **GRANTS** the *De bene esse Application for leave to Discontinue the Putative Class Action*.

[15] **ORDERS** either the Plaintiff, Janie Desjardins or Class Counsel, to sign and file in the Court record the notice of discontinuance substantially in the form appended to the Application (Exhibit R-1) within **seven (7) days** of this judgement.

[16] **APPROVES** the form and content of the draft Notice to Putative Class Members in its French and English version (Exhibit R-2 attached to this judgment).

[17] **ORDERS** Class Counsel to publish the Notice to Putative Class Members together with the notice of discontinuance in the *Class Actions Registry* ;

[18] **WITHOUT** legal costs.

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HONOURABLE PIERRE NOLLET, J.S.C.

M<sup>re</sup> Joey Zukran  
**LPC AVOCAT INC..**  
Attorneys for the Plaintiff.

M<sup>re</sup> Jean Lortie  
M<sup>re</sup> Audrée Anne Barry  
**MCCARTHY TÉTRAULT LLP**  
Attorneys for the Defendant.

Hearing date :        On docket

**AVIS AUX MEMBRES PUTATIFS DU GROUPE**

*Desjardins c. Vivid Seats LLC et al.*

(C.S.M. no. 500-06-001072-202)

Le 1<sup>er</sup> juin 2020, Mme Janie Desjardins déposait une demande modifiée pour faire autoriser une action collective contre Vivid Seats LLC (la « **Défenderesse** ») (parmi d'autres entreprises de vente de billets), en lien avec la situation après mars 2020 quand la pandémie de COVID-19 a empêché la présentation de nombreux événements pour lesquels des billets avaient été vendus.

Le 19 novembre 2025, la Cour supérieure du Québec a permis le désistement de cette demande d'autorisation, laquelle n'a jamais été autorisée.

Des renseignements au sujet du règlement de l'action collective *Tracy Patterson c. Ticketmaster Canada Holdings ULC et al.* (C.S.M. no. 500-06-001066-204) autorisé par la Cour supérieure le 26 juillet 2022 sont disponibles :

- Sur le Registre des actions collectives :  
[www.registredesactionscollectives.quebec/fr](http://www.registredesactionscollectives.quebec/fr);
- Sur le site web suivant : <https://lpclex.com/fr/reglements/>

L'avocat de la demanderesse dans le présent dossier est :

**LPC AVOCAT INC.**

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**La publication de cet avis a été ordonnée par la Cour supérieure du Québec.**

**NOTICE TO PUTATIVE CLASS MEMBERS**

*Desjardins v. Vivid Seats LLC et al.*

(S.C.M. no. 500-06-001072-202)

On June 1, 2020, Ms. Janie Desjardins filed an *Amended Application for Authorization to Institute a Class Action* against Vivid Seats LLC (the “**Defendant**”) (among other entities selling tickets), regarding the situation after March 2020 when the COVID-19 pandemic prevented the presentation of numerous events for which tickets had been sold.

On November 19, 2025, the Superior Court of Québec allowed a discontinuance of this application for authorization, which has never received authorization.

Information about the settlement approved by the Superior Court of Québec on July 26, 2022 of the class action *Tracy Patterson v. Ticketmaster Canada Holdings ULC et al.* (S.C.M. no. 500-06-001066-204) is available:

- On the Class Actions Registry:  
<http://www.registredesactionscollectives.quebec/en>;
- On the following website: <https://lpclex.com/settlements/>

The attorneys for the Plaintiff in the present proceedings are:

**LPC AVOCAT INC.**

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**The publication of this notice was ordered by the Superior Court of Québec.**