

SUPERIOR COURT
(Class Actions)

CANADA

PROVINCE OF QUÉBEC
DISTRICT OF MONTREAL

N^o. : 500-06-000816-161

DATE: NOVEMBER 29, 2019

BEFORE THE HONOURABLE GREGORY MOORE, J.S.C.

OPTION CONSOMMATEURS

Plaintiff

CHANTAL GAGNON

Designated Member

v.

SAMSUNG ELECTRONICS CANADA INC.

and

SAMSUNG ELECTRONICS CO., LTD.

Defendants

APPLICATION TO EXAMINE THIRD PARTIES BEFORE TRIAL

[1] **CONSIDERING** the Defendants' application to conduct pre-trial examinations of Ms. Jacinthe Gagnon Fortier and Mr. Michel Szewczuk;

- [2] **CONSIDERING** Counsels' representations; and
- [3] **CONSIDERING** that the additional pre-trial examinations are useful, necessary and relevant because Mme Gagnon was not able to answer all of the questions put to her during her pre-trial examination on July 17, 2019 and referred those questions to her daughter, Mme Gagnon Fortier, and to her spouse, Mr. Szewczuk;
- [4] **CONSIDERING** that the Defendants have not established that Mr. Szewczuk supervised or was involved with the repairs of 2015;

FOR THESE REASONS, THE COURT:

- [5] **GRANTS** the application in part;
- [6] **AUTHORISES** the Defendants to conduct a one-hour pre-trial examination of Ms. Jacinthe Gagnon Fortier regarding:
- a) Her use of the Washer; and
 - b) Her experience with the Washer both prior to, and after, the repairs of 2015.
- [7] **AUTHORISES** the Defendants to conduct a one-hour pre-trial examination of Mr. Michel Szewczuk regarding:
- a) The installation of the Washer;
 - b) His use of the Washer; and
 - c) His experience with the Washer both prior to, and after, the repairs of 2015.
- [18] **WITHOUT LEGAL COSTS.**



GREGORY MOORE, J.S.C.