

C A N A D A

PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

S U P E R I O R C O U R T
(Class Action)

N° 500-06-001055-207

AUDREY WELLS,

Applicant

v.

AMAZON.COM, INC.,

- and -

AMAZON.COM.CA, INC.,

- and -

AMAZON.COM SERVICES LLC,

- and -

AMAZON SERVICES INTERNATIONAL,
INC.,

- and -

AMAZON SERVICES CONTRACTS, INC.,

Respondents

**APPLICATION FOR PERMISSION TO AMEND
THE APPLICATION FOR AUTHORIZATION
(Art. 585 C.C.P.)**

IN SUPPORT OF HER MOTION TO AMEND HER PLEADING, THE APPLICANT STATES AS FOLLOWS:

1. On April 2, 2020, Audrey Wells filed an *Application for Authorization to Institute a Class Action and to Obtain the Status of Representative Plaintiff* (the “**Application for Authorization**”).
2. The Applicant now seeks the Court's permission to amend the Application for Authorization.
3. The proposed amendments are limited in scope and do not constitute new claims, but rather additional details about existing topics already present in the original

Application for Authorization, the whole as appears from the proposed *Amended Application for Authorization to Institute a Class Action and to Obtain the Status of Representative Plaintiff*, attached herewith as **Exhibit AP-1**.

4. More specifically, the Applicant seeks to amend the Application for Authorization to provide additional details on a) the fees charged by Amazon (para. 29 and 55.1), b) the investigation by the House Judiciary Committee (para. 61.1 and Exhibits 12.1A and 12.1B) and c) Audrey Wells' online purchases (para. 78 and Exhibits 15B, 16A and 16B).
5. Moreover, the proposed amendments include information and exhibits that were not available at the time the Application for Authorization was initially filed.
6. Given that this proposed class action has not yet been authorized, permitting these amendments would not run contrary to the interests of justice.

FOR THESE REASONS, MAY IT PLEASE THE COURT TO:

GRANT the present *Application*;

AUTHORIZE the requested amendments to the *Application for Authorization to Institute a Class Action and to Obtain the Status of Representative Plaintiff*, as indicated in the proposed *Amended Application for Authorization to Institute a Class Action and to Obtain the Status of Representative Plaintiff* attached as Exhibit AP-1, which includes new Exhibits 12.1A, 12.1B, 15B, 16A and 16B;

THE WHOLE without costs except in case of contestation.

MONTRÉAL, October 30, 2020

(S) IMK LLP

TRUE COPY

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Lawyers for the Applicant

Our file: 5472-1

BI0080

NOTICE OF PRESENTATION

**TO: Me Karine Chênevert
Borden Ladner Gervais LLP**

Lawyers for the Respondents
AMAZON.COM, INC.
AMAZON.COM.CA, INC.
AMAZON SERVICES INTERNATIONAL INC.
AMAZON.COM SERVICES LLC
AMAZON SERVICES CONTRACTS INC.

TAKE NOTICE that the *Application for Permission to Amend Pleading* will be presented before one of the Honourable Judges of the Superior Court of Quebec, on the date set by the coordinator of the class actions chamber at the Montreal courthouse, located at 1 Notre-Dame Street East, Montreal, Quebec.

DO GOVERN YOURSELF ACCORDINGLY.

MONTREAL, October 30, 2020

(S) IMK LLP

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SUPERIOR COURT (Class Action)
DISTRICT MONTRÉAL
PROVINCE QUÉBEC

AUDREY WELLS

Applicant

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and
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Respondents

**APPLICATION FOR PERMISSION
TO AMEND PLEADING
AND NOTICE OF PRESENTATION
(Art. 585 C.C.P.)**

COPY FOR NOTIFICATION



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