

SUPERIOR COURT
(Class Action)

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTRÉAL

N : 500-06-001038-203

DATE : November 13, 2020

PRESIDING : THE HONOURABLE CHANTAL TREMBLAY, J.S.C.

MUDASSIR FAYYAZ KHAN
Plaintiff

c.
CANADA GOOSE HOLDINGS INC.
Defendant

**JUDGMENT AUTHORIZING THE DISCONTINUANCE OF THE MOTION TO
AUTHORIZE THE INSTITUTION OF A CLASS ACTION AND TO BRING A
STATUTORY MISREPRESENTATION CLAIM (art. 577 and 585 C.C.P.)**

[1] **CONSIDERING** that on January 20th, 2020, the Petitioner, on behalf of a putative class of investors in Canada Goose Holdings Inc. who are resident in Québec, brought a motion for authorization to institute a class action and to bring a statutory misrepresentation claim under the *Securities Act*, CQLR c V-1.1 ("**Québec Action**");

[2] **CONSIDERING** that there is a parallel putative securities class proceeding involving the same subject matter in Ontario brought pursuant to the provisions of the Ontario *Securities Act*, RSO 1990, c S 5, which provides for substantially the same remedies and relief as those provided under the ("**Ontario Action**") and which was filed prior to the Québec Action;

[3] **CONSIDERING** that paragraph 3 of Article 577 C.P.C provides for discontinuance in multi-jurisdictional class actions, insofar as the rights and interests of putative class members residing in Québec are suitably protected;

[4] **CONSIDERING** that pursuant to an agreement dated June 23rd, 2020, which has been negotiated and entered into amongst the parties, the putative class members in the Québec Action will be putative members of the Ontario Action, will stand to participate in its outcome and will receive substantially the same benefits as those they would receive in the Québec Action;

[5] **CONSIDERING** that counsel for the putative class members in the Québec Action will remain involved in the Ontario Action, be updated on a regular basis by counsel for the putative class members in the Ontario Action and will have input as concerns the protection of class members residing in Québec; and

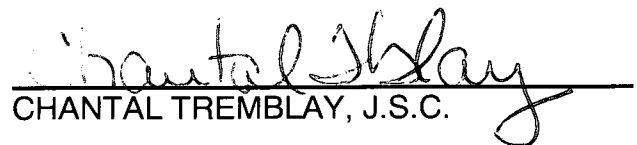
[6] **CONSIDERING** that, in the entirety of the circumstances of the present litigation, this Court is satisfied that the rights and interests of the members of the class residing in Québec Class will be properly protected in the context of the Ontario Action, and that the discontinuance of the Québec Action is appropriate and consistent with the goals of class proceedings;

FOR THESE REASONS, THE COURT:

[7] **GRANTS** the Petitioner's Motion for Authorization to Discontinue the Motion to Authorize the Institution of a Class Action and to Bring a Statutory Misrepresentation Claim;

[8] **AUTHORIZES** the Petitioner to discontinue his judicial application to authorize 1) the bringing of a class action and 2) to bring a statutory misrepresentation claim against the Respondent, Canada Goose Holdings Inc.;

[9] **THE WHOLE** without legal costs.


CHANTAL TREMBLAY, J.S.C.

Mtre. Charles O'Brien
LORAX LITIGATION
Attorney for the Plaintiff

Mtre. Marc-André Coulombe
Mtre. Stéphanie Lapierre
STIKEMAN ELLIOTT S.E.N.C.R.L., S.R.L.
Attorneys for the Defendant

Last representations : August 3rd, 2020