

CANADA

PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

N° : 500-06-001120-217

SUPERIOR COURT  
(Class Action)

---

**PATRICK BENOIT**

Plaintiff

v.

**JP MORGAN CHASE & CO.**

and

**JP MORGAN CHASE BANK N.A.**

and

**JP MORGAN BANK CANADA**

and

**JP MORGAN CANADA**

and

**MORGAN STANLEY CAPITAL GROUP  
INC.**

and

**BANK OF AMERICA CORPORATION**

and

**MERRILL LYNCH COMMODITIES INC.**

Defendants

---

**ANSWER**

(Sections 145 and 147 C.C.P.)

---

PURSUANT TO PLAINTIFF'S *DEMANDE POUR OBTENIR  
L'AUTORISATION D'EXERCER UNE ACTION COLLECTIVE ET POUR*

***OBTENIR LE STATUT DE REPRÉSENTANT, THE DEFENDANTS, JP MORGAN CHASE & CO., JP MORGAN CHASE BANK, N.A. AND JP MORGAN BANK CANADA, STATE THAT :***

1. Defendants JP MORGAN CHASE & CO., JP MORGAN CHASE BANK, N.A. and JP MORGAN BANK CANADA, are represented by Bennett Jones LLP whose contact information is as follows:

Mtre Michael A. Eizenga  
Bennett Jones LLP  
3400 One First Canadian Place  
P.O. Box 130  
Toronto (Ontario) M5X 1A4  
Tel : 416 777 4879  
Fax : 416-863-1716  
[eizengam@bennettjones.com](mailto:eizengam@bennettjones.com)

2. The Defendants, JP MORGAN CHASE & CO., JP MORGAN CHASE BANK, N.A. and JP MORGAN BANK CANADA., contest the Québec Court jurisdiction;
3. Without prejudice to the above, pending a decision on the issue of jurisdiction, the Defendants, JP MORGAN CHASE & CO., JP MORGAN CHASE BANK, N.A. and JP MORGAN BANK CANADA confirm that they will contest Plaintiff's *Demande pour obtenir l'autorisation d'exercer une action collective et pour obtenir le statut de représentant*. Defendans, JP MORGAN CHASE & CO., JP MORGAN CHASE BANK, N.A. and JP MORGAN BANK CANADA, therefore reserve all their rights.

Montreal, April 8, 2021

***BENNETT JONES LLP (S)***

---

**Bennett Jones LLP**

Attorneys for the Defendants  
JP MORGAN CHASE & CO., JP MORGAN  
CHASE BANK, N.A. and JP MORGAN BANK  
CANADA  
Mtre Michael A. Eizenga  
3400 One First Canadian Place  
P.O. Box 130  
Toronto (Ontario) M5X 1A4  
Tel : 416 777 4879 Fax : 416-863-1716  
[eizengam@bennettjones.com](mailto:eizengam@bennettjones.com)

**NO : 500-06-001120-217**

**COUR SUPÉRIEURE  
DISTRICT DE MONTRÉAL**

**PATRICK BENOIT**

Demandeur

c.

**JP MORGAN CHASE ET CO. ET AL**

Défenderesses

**RÉPONSE DE BENNETT JONES LLP  
POUR  
JP MORGAN CHASE & CO., JP MORGAN  
CHASE BANK, N.A. ET JP MORGAN  
BANK CANADA**

**COPIE**

**BD 4186**

**Dossier : 2009-3**

**M<sup>e</sup> Pascale Dionne-Bourassa**

17, rue des Huards

Verdun (Québec) H3E 1X9

Téléphone: 514-360-5731

Télécopieur: 514-447-1953

[pdb@d3bavocats.com](mailto:pdb@d3bavocats.com)