

ANNEX A

Notice to Members in English

QUEBEC CLASS ACTION SETTLEMENT

NOTICE OF HEARING FOR SETTLEMENT APPROVAL AND OPT OUT

**SONY INTERACTIVE ENTERTAINMENT LLC (“SIE”) CLASS ACTION
N° 500-06-001064-209**

This notice is to all persons in Quebec, who, since May 4, 2017, paid transportation or shipping costs when returning their SIE electronic product to SIE for an in-warranty repair when the warranty for their SIE product did not stipulate that they must pay for transportation or shipping costs.

PLEASE READ THIS NOTICE CAREFULLY. IT MAY AFFECT YOUR RIGHTS.

THIS CLASS ACTION HAS BEEN SETTLED, SUBJECT TO COURT APPROVAL.

AUTHORIZATION OF THE CLASS ACTION

On May 4, 2020, a class action was commenced in Quebec against Sony Interactive Entertainment LLC (“SIE”) alleging that SIE did not stipulate in its conventional warranty that the consumer must pay transport or shipping costs when returning SIE electronic products for in-warranty repairs. The Representative Plaintiff was asking the Court to determine whether SIE had violated s. 49 of the Quebec *Consumer Protection Act* and whether class members were entitled to claim the amounts they paid for shipping their SIE products to SIE under the conventional warranty.

On May 13, 2021, the Honourable Justice Martin F. Sheehan of the Superior Court of Québec authorized the bringing of this class action, for settlement purposes only, against the Defendant on behalf of the following class:

All persons in Quebec, who, since May 4, 2017, paid the costs of transportation or shipping for returns to Sony Interactive Entertainment LLC (“SIE”) under its conventional warranty, for all SIE electronic products, when the warranty for their SIE product did not stipulate that the consumer must pay transport or shipping costs.

(the “**Class**” or “**Class Members**”).

As a Class Member, you have the right to intervene in the present Class Action, in the manner provided by law. No Class Member other than the representative plaintiff or an intervenor may be required to pay legal costs arising from the class action.

PROPOSED SETTLEMENT OF THE CLASS ACTION

The parties to this class action have reached a proposed settlement (the “**Settlement Agreement**”), subject to obtaining the approval of the Superior Court of Quebec. The Settlement Agreement provides that a maximum total amount of \$60,000 will be paid to Class Members, which excludes the payment of Administration Fees, and also excludes the payment of Class Counsel Fees and Disbursements (\$50,000 in fees and \$3,500 in disbursements, plus taxes).

The Settlement Agreement, if approved by the Court, requires SIE to compensate affected Class Members. It is not an admission of liability, wrongdoing or fault.

If approved, Class Members will receive a payment of \$32.18 in the form of a mailed cheque (which will expire six (6) months from the date of issuance). The amount of \$32.18 is based on the full amount of shipping costs claimed and incurred by the Plaintiff and which SIE has agreed to pay to all Class Members similarly situated, without admission of any kind.

SETTLEMENT APPROVAL HEARING

A hearing before the Superior Court of Québec will be held on **June 21, 2021, at 9:30 a.m.**, at the Montreal courthouse located at 1, Notre-Dame East Street, Montreal, Quebec, in a courtroom to be determined, or via a TEAMS link. This date may be subject to an adjournment by the Court without further publication of notice to the Class Members, other than such notice which will be posted on Class Counsel’s website <https://www.lpclex.com/sony>. The courtroom and/or TEAMS Link will be posted on the same website as of June 16, 2021.

If you wish to be included in the Class Action, you have nothing to do.

If you do not wish to participate in this class action:

If you wish to exclude yourself from the Class Action, you will not be entitled to participate further in the Class Action, or to share in the distribution of funds received as a result of the Settlement Agreement. To exclude yourself, you must send a notice no later than **June 21, 2021**, by email to Class Counsel at the following address: jzukran@lpclex.com. You must state that you wish to exclude yourself from the class action *Therrien v. Sony Interactive Entertainment LLC* (case number 500-06-001064-209).

If you wish to object to the terms of the proposed Settlement Agreement:

If you disagree with the Settlement Agreement, but you do not wish to opt out of the class action, you can object to the Settlement Agreement by delivering a written submission on or before **June 20, 2021**, filed with the Court or Class Counsel in accordance with the proposed Settlement Agreement and containing the following information:

- A heading referring to this proceeding (*Therrien v. Sony Interactive Entertainment LLC*, case No. 500-06-001064-209).
- Your name, current address, and telephone number and, if represented by counsel, the name of your counsel.
- A statement that you paid for transport or shipping costs to return an SIE electronic product for the performance of an in-warranty repair after May 4, 2017.
- A statement whether you intend to appear at the settlement approval hearing, either in person or through counsel.
- A statement of the objection and the grounds supporting the objection.
- Copies of any papers, briefs, or other documents upon which the objection is based.
- Your signature.

You must send your letter by registered mail, with a copy by email to Class Counsel, at the following address:

Clerk of the Superior Court of Québec

File: 500-06-001064-209

Montreal Courthouse

1, Notre-Dame East Street, Suite 1.120, Montréal (Québec), H2Y 1B6

Please note that the Court cannot change the terms of the Settlement Agreement. Any objections will be used by the Court to consider whether to approve the Settlement Agreement or not.

Class Members who do not oppose the proposed Settlement Agreement do not need to appear at any hearing or take any other action to indicate their desire to support the proposed Settlement Agreement.

If the Settlement Agreement is approved, another notice to Class Members will be sent advising you of this and explaining the distribution of the settlement funds.

For further information or details about the proposed Settlement Agreement, you may contact class counsel identified below. Your name and any information provided will be kept confidential. Please do not contact SIE, or the judges of the Superior Court.

Mtre Joey Zukran

LPC Avocat Inc.

276 Saint-Jacques Street, Suite 801

Montréal, Québec, H2Y 1N3

Email: jzukran@lpclex.com

Website: www.lpclex.com/sony

You may also contact the Claims Administrator at:

Velvet Payments Inc.

5900 Andover Avenue, Suite 1

Montreal, Quebec, H4T 1H5

Tel: 1-888-770-6892

Email: <https://www.velvetpayments.com>

**THE PUBLICATION OF THIS NOTICE TO CLASS MEMBERS
HAS BEEN APPROVED AND ORDERED BY THE SUPERIOR COURT OF QUEBEC.**