

**SUPERIOR COURT
(Class Actions)**

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

No: 500-06-000780-169

DATE: August 4, 2021

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

MICHAEL ATTAR

Representative Plaintiff

vs.

RED BULL CANADA LTD.

-and-

RED BULL GMBH

Defendants

-and-

FONDS D'AIDE AUX ACTIONS COLLECTIVES

Impleaded Party

**JUDGMENT
(ON AN APPLICATION TO APPROVE THE DISPOSAL OF THE REMAINING
BALANCE AND FOR A CLOSING JUDGMENT)**

- [1] **WHEREAS** the Representative Plaintiff has brought before this Court an *Application to Approve the Disposal of the Remaining Balance* (the "Application") and is also asking the Court for a closing judgment;
- [2] **CONSIDERING** the Application before the Court;

- [3] **CONSIDERING** the Defendants, Red Bull Canada Ltd. and Red Bull GMBH consent to the Application;
- [4] **CONSIDERING** the Report of the execution of the Approval Judgment dated April 8, 2021, filed in support of the Application as Exhibit A-1;
- [5] **CONSIDERING** that there remains a balance of \$27,259.92 in the Settlement Fund;
- [6] **CONSIDERING** the submissions of counsel for the Representative Plaintiff and counsel for the Defendants and the representations made on all sides;
- [7] **CONSIDERING** article 596 al. 3 of the *Code of Civil Procedure*, article 60 of the *Regulation of the Superior Court of Québec in civil matters*¹, article 42 of the *Act Respecting the Fonds d'aide aux actions collectives*² and article 1(1)(a) of the *Regulation respecting the percentage withheld by the Fonds d'aide aux actions collectives*³;

PAR CES MOTIFS, LE TRIBUNAL :	FOR THESE REASONS, THE COURT:
[8] ACCUEILLE l'« <i>Application to Approve the Disposal of the Remaining Balance</i> » du demandeur;	[8] GRANTS the Representative Plaintiff's <i>Application to Approve the Disposal of the Remaining Balance</i> ;
[9] ORDONNE à Velvet Payments, l'administrateur des réclamations, de verser au Fonds d'aide aux actions collectives la somme de 13 629,96 \$ provenant du solde du Fonds de règlement, dans les trente jours du présent jugement;	[9] ORDERS Velvet Payments, the Claims Administrator, to pay to the Fonds d'aide aux actions collectives \$13,629.96 from the remaining balance in the Settlement Fund, within thirty days of the present judgment;
[10] APPROUVE les paiements de 6 814,98 \$ provenant du solde du Fonds de règlement à chacun des organismes de bienfaisance enregistrés suivants : Mada Community Center et Daily Bread Food Bank et ORDONNE à Velvet Payments d'effectuer lesdits paiements à partir du solde du Fonds de règlement dans les dix jours du présent jugement;	[10] APPROVES the payments of \$6,814.98 from the remaining balance of the Settlement Fund to each of the following registered charities: Mada Community Center and Daily Bread Food Bank and ORDERS Velvet Payments to make said payments from the remaining balance of the Settlement Fund within ten days of the present judgment;
[11] DÉCLARE que les défenderesses Red Bull Canada Ltd. et Red Bull GMBH ont	[11] DECLARES that the Defendants Red Bull Canada Ltd. and Red Bull GMBH have

¹ CQLR c C-25.01, r 0.2.1

² ch. F- 3.2.0.1.1

³ chapter F-3.2.0.1.1, r. 2

satisfait toutes leurs obligations en vertu de l'Entente de règlement approuvée par le Tribunal le 11 février 2020;	satisfied all of their obligations under the Settlement Agreement approved by the Court on February 11, 2020;
[12] DÉCLARE la fin de l'action collective;	[12] DECLARES the closure of the class action;
[13] LE TOUT , sans les frais de justice.	[13] THE WHOLE , without legal costs.

CHANTAL TREMBLAY, J.S.C.

Me Joey Zukran
LPC Avocat Inc.
Attorney for the Representative Plaintiff

Me Nick Rodrigo
Davies Ward Phillips and Vineberg LLP
Attorneys for Red Bull Canada Ltd and Red Bull GMBH

Me Frikia Belogbi
Attorney for the *Fonds d'aide aux actions collectives*