

NOTICE TO CLASS MEMBERS

NISSAN CANADA INC. DATA BREACH CLASS ACTION

Proceedings

On April 28, 2021, the Court of Appeal of Québec authorized the bringing of a class action against Nissan Canada Inc. (which also operates under the names Nissan Canada Finance, Infiniti, Infiniti Financial Services, Services Financiers Infiniti, Services Financiers Mitsubishi Motors, Mitsubishi Motors Financial Services, and Mitsubishi Motors Services Financiers) regarding a data breach which occurred on or before December 11, 2017. Plaintiff Ms. Lévy was ascribed the status of representative to act on behalf of the Class Members.

Who is affected?

You are affected by the class action if **you are in Québec** and correspond to one of the two following categories:

1. Your personal or financial information held by Nissan Canada Inc. was compromised in a data breach of which Nissan Canada Inc. was advised by the perpetrators by email on December 11, 2017;

OR

2. You received a letter from Nissan Canada Inc. in or about January 2018 informing you of such data breach.

If the class action is successful, all persons in Québec corresponding to one of the two categories mentioned above may be eligible to receive compensation.

As a Class Member, you do not have to pay for the attorneys' fees which will be paid only if the class action is successful. You therefore have **nothing to pay** unless you receive compensation.

Relevant information concerning the progress of the class action:

In the context of the legal proceedings in this case, which will occur in the District of Montréal, Ms. Lévy will ask the Court to determine whether Nissan Canada Inc. failed to adequately protect its clients' personal or financial information and whether it committed faults after learning of the data breach. The Court will also have to determine if Nissan Canada Inc. is liable to pay damages, including punitive damages to the Class Members (including Nissan, Infiniti and Mitsubishi clients in Canada) and if so in what amounts.

If you wish to exclude yourself (opt out) from the class action and avoid being bound by the judgment which will be rendered, you must send a notice no later than December 17, 2021, by registered or certified mail to the clerk of the Superior Court of Québec in Montréal (with a copy to info@lexgroup.ca). The full procedure for opting out is explained in the Long Form version of the present notice.

If you wish to be included in the class action, you have nothing to do. As a Class Member, you have the right to intervene in the present class action.

For more information on the class action:

Please visit the webpage dedicated to this class action on the class counsel's website:

<https://www.lexgroup.ca/classaction/nissan-canada-finance-and-infiniti-financial-services-canada-data-breach-class-action/> **or** contact the class counsel at the following coordinates:

Lex Group Inc.

4101 Sherbrooke Street West

Westmount, QC, H3Z 1A7

Phone: (514) 451-5500

Fax: (514) 940-1605

Email: info@lexgroup.ca

Website: www.lexgroup.ca

Please consult the Lex Group website for the Long Form version of the present notice, including the full text of the principal issues / questions that the Court will be asked to deal with collectively and the list of orders that Ms. Lévy is asking the Court to issue once it has decided these questions: www.lexgroup.ca.

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