

C A N A D A

PROVINCE OF QUÉBEC  
DISTRICT OF MONTRÉAL

SUPERIOR COURT  
(Class Action)

NO: 500-06-000843-173

GIOVANNI PAQUIN

Representative Plaintiff

v.

ATTORNEY GENERAL OF QUEBEC

Defendant

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**APPLICATION TO APPROVE THE DISPOSAL OF THE REMAINING BALANCE AND  
FOR A CLOSING JUDGMENT**

(Art. 596 al. 3 CCP, art. 60 of the *Regulation of the Superior Court of Québec in civil matters*, CQLR c C-25.01, r 0.2.1, art. 42 of the *Act Respecting the Fonds d'aide aux actions collectives*, ch. F- 3.2.0.1.1 and art. 1(1)(a) of the *Regulation respecting the percentage withheld by the Fonds d'aide aux actions collectives*, chapter F-3.2.0.1.1, r. 2)

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**TO THE HONOURABLE KAREN M. ROGERS OF THE SUPERIOR COURT OF  
QUEBEC, DESIGNATED JUDGE IN THE PRESENT CASE, THE REPRESENTATIVE  
PLAINTIFF SUBMITS THE FOLLOWING:**

1. On October 15, 2020, the Court approved the class action settlement between Mr. Paquin and the Attorney General of Quebec;
2. On March 9, 2022, the Claims Administrator sent its report to the parties detailing how the \$168,000 Settlement Fund was distributed (the "Report"), as it appears from a copy of the Report communicated as **Exhibit A-1**;
3. As it appears from Exhibit A-1, a total of 44 Class Members submitted claims and were paid a total of \$43,454.57;
4. Therefore, there remains a balance of \$56,544.45 in the Settlement Fund, which the Court must dispose of pursuant to article 596 al. 3 CCP;
5. The Fonds d'aide aux actions collectives is entitled to 50% of this amount (i.e. \$28,272.23) pursuant to article 42 of the *Act Respecting the Fonds d'aide aux actions collectives*, ch. F- 3.2.0.1.1 and art. 1(1)(a) of the *Regulation respecting*

*the percentage withheld by the Fonds d'aide aux actions collectives, chapter F-3.2.0.1.1, r. 2;*

6. As for the remainder of \$28,272.23, article 596 al. 3 stipulates that *"If the judgment is against the State, the remaining balance is paid into the Access to Justice Fund;*

<b>PAR CES MOTIFS, PLAISE AU TRIBUNAL :</b>	<b>FOR THESE REASONS, MAY IT PLEASE THE COURT TO:</b>
<b>[1] ACCUEILLIR</b> la présente demande;	<b>GRANT</b> the present application;
<b>[2] ORDONNER</b> à Velvet Payments, l'administrateur des réclamations, de verser au Fonds d'aide aux actions collectives la somme de 28 272,23 \$ provenant du solde du Fonds de règlement, dans les dix jours du jugement qui sera rendu dans la présente;	<b>ORDER</b> Velvet Payments, the Claims Administrator, to pay to the Fonds d'aide aux actions collectives \$28,272.23 from the remaining balance in the Settlement Fund, within ten days of the judgment to be rendered herein;
<b>[3] ORDONNER</b> à Velvet Payments, l'administrateur des réclamations, de verser au <i>Fonds Accès Justice</i> la somme de 28 272,23 \$ provenant du solde du Fonds de règlement, dans les dix jours du jugement qui sera rendu dans la présente;	<b>ORDER</b> Velvet Payments, the Claims Administrator, to pay to the <i>Access to Justice Fund</i> \$28,272.23 from the remaining balance in the Settlement Fund, within ten days of the judgment to be rendered herein;
<b>[4] DÉCLARER</b> que le défendeur a satisfait à toutes ses obligations en vertu de la transaction approuvée par le Tribunal le 15 octobre 2020;	<b>DECLARE</b> that the Defendant has satisfied all of its obligations under the Settlement Agreement approved by the Court on October 15, 2020;
<b>[5] DÉCLARER</b> la fin de l'action collective;	<b>DECLARE</b> the closure of the class action;
<b>[6] LE TOUT</b> , sans frais de justice.	<b>THE WHOLE</b> , without legal costs.

Montreal, March 25, 2022

*(s) LPC Avocat Inc.*

**LPC AVOCAT INC.**

Me Joey Zukran

Attorney for the Representative Plaintiff

C A N A D A

PROVINCE OF QUÉBEC  
DISTRICT OF MONTRÉAL

S U P E R I O R C O U R T  
(Class Action)

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**LIST OF EXHIBITS**

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**Exhibit A-1:** Copy of the Claims Administrator report dated March 25, 2022.

Montreal, March 25, 2022

*(s) LPC Avocat Inc.*

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**LPC AVOCAT INC.**

Me Joey Zukran

Attorney for the Representative Plaintiff

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## NOTICE OF PRESENTATION

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**TO: Me Maryse Loranger**  
**Me Emilie Fay-Carlos**  
Bernard, Roy (Justice – Québec)  
[bernardroy@justice.gouv.qc.ca](mailto:bernardroy@justice.gouv.qc.ca)  
Attorneys for the Attorney General of Quebec

**Me Frikia Belogbi**  
Fonds d'aide aux actions collectives  
Palais de justice de Montréal  
1, rue Notre-Dame Est, bureau 10.30  
Montréal, Québec, H2Y 186  
[frikia.belogbi@justice.gouv.qc.ca](mailto:frikia.belogbi@justice.gouv.qc.ca)

**Velvet Payments Inc.**  
Claims Administrator  
[moran@velvetpayments.com](mailto:moran@velvetpayments.com)

**TAKE NOTICE** that the present *Application to Approve the Disposable of the Remaining Balance and for a Closing Judgment* shall be presented for adjudication before the Honourable Karen M. Rogers, J.S.C., on a **date and time to be determined**, at the Montreal Courthouse, situated at 1 Notre-Dame Street East, Montréal (Quebec), H2Y 1B6.

Montreal, March 25, 2022

*(s) LPC Avocat Inc.*

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**LPC AVOCAT INC.**

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**SUPERIOR COURT  
DISTRICT OF MONTREAL**

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**GIOVANNI PAQUIN**

*Representative Plaintiff*

v.

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**ORIGINAL**

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**BL 6059**

**N/D: 555-45**

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