

SUPERIOR COURT
(Class Action)

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No: 500-06-000720-140

DATE: August 24, 2022

IN THE PRESENCE OF: THE HONOURABLE PIERRE NOLLET, J.S.C.

4037308 CANADA INC.

Representative Plaintiff

v.

NAVISTAR CANADA INC.

and

NAVISTAR INC.

and

NAVISTAR INTERNATIONAL CORPORATION

Defendants

JUDGMENT

[1] **WHEREAS** on January 20, 2022, this Court approved the Settlement Agreement in this matter (the “**Judgment**”);

[2] **WHEREAS** pursuant to the Judgment, the dissemination plan for the notices to class members had to be fully executed prior to February 28, 2022, and the Claim Deadline date was initially set to expire on August 27, 2022;

- [3] **WHEREAS** the dissemination plan provided for in the Judgment was in fact fully executed by February 25, 2022;
- [4] **WHEREAS** on March 24, 2022, Justice Schragger, J.A. suspended the proceedings in first instance including execution of the said Judgment until final judgment of the Court of Appeal or other disposition of the appeal;
- [5] **WHEREAS** on August 5, 2022, the Court of Appeal dismissed the appeal with costs;
- [6] **CONSIDERING** that the Claim Period began on February 28, 2022, was suspended on March 24, 2022, and began to run again on August 5, 2022 by judgment of the Court of Appeal;
- [7] **CONSIDERING** article 390 of the *Code of Civil Procedure*;

PAR CES MOTIFS, LE TRIBUNAL :

FOR THESE REASONS, THIS COURT:

[8] **PRÉCISE** que le délai pour qu'un membre puisse réclamer indemnisation prendra fin le 9 janvier 2023;

STIPULATES that the period during which a class member may claim an indemnity shall end on January 9, 2023;

[9] **LE TOUT**, sans frais de justice.

THE WHOLE, without legal costs.

PIERRE NOLLET, J.S.C.

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Me Andrea Grass
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Me Samuel Lepage
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