

SCHEDULE B

QUEBEC CLASS ACTION SETTLEMENT

NOTICE OF HEARING FOR SETTLEMENT APPROVAL AND OPT-OUT

NISSAN CANADA INC. CLASS ACTION N° 500-06-000796-165

This notice is to all consumers in Quebec who, between May 8, 2006 and November 30, 2015, purchased or leased a Nissan Versa model year 2007-2012 recalled under Transport Canada Recall No. 2015402

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 June 27, 2016, a class action was commenced in Quebec against Nissan Canada Inc., Nissan North America Inc. and Nissan Motor Co. Ltd. (referred to together as “**Nissan**”) alleging that 2007-2012 Nissan Versa cars (the “**Vehicles**”) suffer from a defect affecting their coil springs. The Representative Plaintiff was asking the Court to determine whether the Vehicles suffered from a defect, whether Nissan made false or misleading representations to consumers and whether Nissan committed a fault in carrying out the recall program for the Vehicles.

On January 24, 2019, the Honourable Justice Morrison of the Superior Court of Québec authorized the bringing of this class action against the Defendants on behalf of the following class:

All consumers in Quebec, who, any time between May 8, 2006 to November 30, 2015 (the “Class Period”), purchased and/or leased one or more of the Nissan Versa model years 2007-2012 recalled under Transport Canada Recall No. 2015402 (the “Defective Vehicles”) manufactured, distributed, supplied, wholesaled and/or imported by Nissan.

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

As a Class Member, you have the right to intervene in the present Class Action, in the manner provided for 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 has a total settlement maximum of \$1,800,000.00, which includes the payment of

administration expenses, and the payment of Class Counsel fees and disbursements of \$545,000.00 plus taxes.

The Settlement Agreement, if approved by the Court, requires Nissan to compensate affected Class Members. It is not an admission of liability, wrongdoing or fault. If approved, Class Members may claim settlement funds in the following amounts:

- a) Up to \$70 via e-transfer or cheque; or
- b) Up to \$115 in credit to be used in any Nissan dealership in Quebec (in the form of a Nissan gift card letter, which expires after 5 years).

In order to make a valid claim, Class Member claimants must submit a valid and timely online claim form attesting that they purchased or leased a Vehicle between May 8, 2006 and November 30, 2015 and further attesting either:

- a) That they did not receive the first or second letter from Nissan regarding Transport Canada's Recall No. 2015402 (where applicable); or
- b) That they were required to wait **more than two (2) months** from the date of the first letter mentioned above to have the repairs performed by Nissan on the coil springs of their Vehicle, pursuant to Transport Canada's Recall No. 2015402.

The Class Member claimants must also provide (in the claim form) the VIN associated with the Vehicle for which they are making a claim, or other sufficient proof of ownership of their Vehicle, to be accepted by the Claims Administrator (at its discretion). Only one claim can be accepted per Vehicle.

SETTLEMENT APPROVAL HEARING

A hearing before the Superior Court of Québec will be held on **March 25, 2021 at 9:15 a.m.**, at the Montreal courthouse located at 1, Notre-Dame East Street, Montreal, Quebec, in room 2.08, or via a TEAMS link. This date may be subject to adjournment by the Court without further publication notice to the Class Members, other than such notice which will be posted on Class Counsel's website <https://www.lpclex.com/nissan> or on the claim's administrator's website: www.springcoilsettlement.com.

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 **March 24, 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 *Hadida v. Nissan Canada Inc. et al.* (case number 500-06-000796-165).

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 **March 24, 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 (*Hadida v. Nissan Canada Inc. et al.*, case no. 500-06-000796-165).
- Your name, current address, and telephone number and, if represented by counsel, the name of your counsel.
- A statement that you purchased or leased a Nissan Versa (models 2007-2012) any time between May 8, 2006 to November 30, 2015.
- 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: 500-06-000796-165
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 explaining the method of distributing 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 Nissan, or the judges of the Superior Court.

Mtre Joey Zukran
LPC Avocat Inc.
276 rue Saint-Jacques, Suite 801
Montréal, Québec, H2Y 1N3
Email: jzukran@lpclex.com
Website : www.lpclex.com

You may also visit the Settlement Website at www.springcoilsettlement.com or contact the Claims Administrator:

Velvet Payments Inc.
5900 Andover ave., Suite 1
Montreal, Quebec, H4T 1H5
Tel: 1-888-770-6892

Email: springcoilsettlement@velvetpayments.com

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