

CLASS ACTION NOTICE

Réal Marcotte ~~et al.~~ and Bernard Laparé v. Amex Bank of Canada (“AMEX”)

~~YOU~~ HAVE YOU USED YOUR PERSONAL AMEX CREDIT CARD FOR FOREIGN EXCHANGE TRANSACTIONS BETWEEN APRIL 2000 AND JANUARY 2003?

THIS NOTICE MAY BE OF INTEREST TO YOU

JUDGMENT

On September 19, 2014 the Supreme Court of Canada ordered **AMEX** to pay back foreign exchange conversion fees unlawfully charged between April 17, 2000 and February 1, 2003. Amex was also ordered to pay exemplary damages in the amount of \$25 per class member with interest.

WHO IS A MEMBER?

You are a member if between April 17, 2000 and February 1, 2003 you used a Personal American Express Credit Card for a purpose other than business, and:

- you were a resident in the Province of Quebec at the time you used your card;
- you were charged ~~a~~-foreign exchange conversion fees for foreign exchange transactions between April 17, 2000 and February 1, 2003 and
- the fees charged were paid.

NEXT STEPS

On **April 1, 2015**, the Superior Court will hear a motion for approval of the claims process and a motion to approve class counsel fees (“**MOTIONS FOR APPROVAL**”). The hearing will take place at the Montreal Courthouse located at 1, rue Notre-Dame East, in Montreal, H2Y 1B6, in Room 2.08, starting at 9:30 am. Copies of the **MOTIONS FOR APPROVAL** will be available on the Class Counsel’s website at www.trudeljohnston.com.

A new notice will be published detailing the claims process once the Motions for Approval have been approved by the Court.

PLAINTIFF’S LEGAL FEES

On **April 1, 2015**, Class Counsel will ask the Court to approve the fee agreements concluded with the Plaintiffs, which provide that counsel will receive 25% of the **JUDGMENT**, with applicable taxes and court costs which will be deducted from the amounts paid by AMEX to the members of the class. Class Counsel also seeks reimbursement of its disbursements in the amount of \$610,000 including part of its financing costs.

OPPOSING THE MOTIONS

You can oppose by writing a commentary as you sign up as a member on the Class counsel’s website or by sending a letter no later than **March 21, 2015**. If you contest in writing, Class counsel will file your contestation with the court and you can choose to make representations at the hearing.

NEED INFORMATION?

For any question concerning the **JUDGMENT** and the **MOTIONS FOR APPROVAL**, please communicate with:

Class Counsel

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This notice was authorized by the Superior Court of Quebec.