

## CLASS ACTION NOTICE

### RÉAL MARCOTTE and BERNARD LAPARÉ v. CITIBANK

N° 500-06-000197-034

DID YOU MAKE PURCHASES IN A FOREIGN CURRENCY WITH YOUR CITIBANK VISA CREDIT CARD BETWEEN APRIL 2000 AND APRIL 2001?

IF SO, THIS NOTICE MAY CONCERN YOU

#### THE JUDGMENT

CITIBANK Canada was ordered by the Supreme Court of Canada to pay **\$383,132** plus interest to some of its customers, in order to reimburse foreign currency conversion fees that were not disclosed in the contracts as required by section 12 of the *Consumer Protection Act*. Citibank was also ordered to pay \$25, plus interest, in punitive damages to each class member.

#### WHO IS A CLASS MEMBER?

You are a class member if, between April 17, 2000 and March 31, 2001 inclusively, you used, for purposes other than the operation of a business, a personal Visa credit card issued by CITIBANK and if:

- you were a resident of Quebec at the time;
- you were charged conversion fees for personal transactions made in foreign currency between April 17, 2000 and March 31, 2001 inclusively; and
- the conversion fees charged were paid.

#### DISTRIBUTION OF COMPENSATION

CITIBANK and the plaintiffs have reached an agreement whereby CITIBANK will pay **\$ 1,473,094.66** as reimbursement of conversion fees and payment of punitive damages owed to class members. This amount also includes interest, judicial costs and fees, fees related to the administration of the distribution process for these sums, and class members' counsels' extrajudicial fees and disbursements.

The agreement appoints Collectiva as administrator of the distribution process.

#### CLASS COUNSELS' LEGAL FEES

On **May 27<sup>th</sup> 2015**, the Superior Court will hear a motion for approval of class counsels' legal fees. Class counsel, Trudel & Johnston, will ask that 25% (plus taxes) be paid to them from the sums to be paid to class members by CITIBANK. They will also request reimbursement of their disbursements of about **\$190 828**, including fees paid to finance this class action.

#### APPROVAL BY THE COURT

The motion for approval of the agreement and of class counsel legal fees will be heard on **May 27<sup>th</sup> 2015**.

The hearing will take place at the **Montreal Courthouse located at 1, Notre-Dame Street East, room 2.08**, on **May 27<sup>th</sup> 2015, 9:30 a.m.**

#### OPPOSITION TO THE MOTIONS

If you are a class member, you can oppose the motions by writing a comment to this effect when you register as a class member on class counsels' website, or by sending a letter to class counsels by **May 17<sup>th</sup> 2015**. If you contest these class counsels' motions in writing, they will file your comments with the Court, and you will be entitled to explain your position at the hearing.

#### NEED MORE INFORMATION ?

Add your name to the class members' list on **www.trudeljohnston.com**, where you will also find a copy of this notice and copies of

This agreement must be approved by the Superior Court on **May 27<sup>th</sup> 2015**.

**WHAT DO YOU NEED TO DO TO RECEIVE COMPENSATION?**

The amount provided in the agreement will be divided equally among all eligible class members, to a maximum of \$200.

The class members will receive at their last known address a notice on how to make a claim.

No further notice, except the notice sent personally to the class members by mail will be published if the Transaction is approved by the Court.

the motions. For any question on the present notice you may contact class counsels at:

**CLASS COUNSELS**

Trudel & Johnston

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Notice approved by the Quebec Superior Court