

NOTICE TO CLASS MEMBERS REGARDING THE DISMISSAL OF THE CLASS ACTION, THE REPRESENTATIVE'S DECISION NOT TO APPEAL THE JUDGMENT, AND A CLASS MEMBER'S RIGHT TO APPLY FOR PERMISSION TO BE SUBSTITUTED AS REPRESENTATIVE PLAINTIFF IN ORDER TO APPEAL THE JUDGMENT

Bergeron v. Société Telus Communications inc.
N° 500-06-000727-152
District of Montréal

This notice is given to all consumers residing in Quebec who were charged international roaming fees by the Defendant and paid such fees for the receipt of a text message after June 13, 2013, until the Defendant ceased charging such fees.

PLEASE READ THIS NOTICE CAREFULLY.
IT MAY AFFECT YOUR RIGHTS.

On August 18, 2026, the Superior Court of Quebec rendered a judgment (the “**Judgment**”) dismissing the class action.

In summary, the Court concluded that the evidence did not establish that the fees charged constituted a lesion within the meaning of section 8 of the *Consumer Protection Act* (the “**C.P.A.**”) or an abusive clause within the meaning of article 1437 of the *Civil Code of Québec* (the “**C.C.Q.**”).

You may consult the full text of the Judgment, which sets out the Court’s reasons, on the Class Action Registry or on the website of counsel for the Plaintiff at the following link: [Judgment on the Merits – Bergeron v. Telus.](#)

The purpose of this notice to class members is to inform you that the representative plaintiff has decided not to exercise her right to appeal the Judgment, and to preserve the rights of class members to apply to the Court of Appeal for permission to be substituted as representative plaintiff in order to appeal the judgment.

THE REPRESENTATIVE PLAINTIFF WILL NOT APPEAL THE JUDGMENT

The representative plaintiff has decided not to exercise her right to appeal the Judgment. This means that no steps will be taken to seek to have the Judgment overturned by the Court of Appeal of Quebec.

However, the law provides a class member with the possibility of applying to the Court of Appeal for permission to be substituted as representative plaintiff in order to appeal the judgment.

WHAT CAN A CLASS MEMBER DO?

Pursuant to section 602, paragraph 2 of the *Code of Civil Procedure* (the “**C.C.P.**”), a class member may apply to the Court of Appeal for permission to be substituted as representative plaintiff in order to appeal the judgment.

WHAT IS THE DEADLINE TO TAKE ACTION?

This application must be made within **60 days** following the publication of this notice. A class member who wishes to exercise this right must act before the expiry of this time limit.

WHAT MUST A CLASS MEMBER WHO WISHES TO CONSIDER AN APPEAL DO?

A class member who wishes to exercise this right must obtain legal advice from a lawyer in order to determine the steps to be taken before the Court of Appeal of Quebec. It is not necessary to contact counsel for the representative plaintiff to exercise this right. However, class members may contact counsel for the representative plaintiff to obtain general information regarding the matter.

The C.C.P. further provides that the representative plaintiff or the class member seeking to act in that capacity in a class action **must be represented by a lawyer**.

WHAT HAPPENS IF NO CLASS MEMBER SEEKS SUBSTITUTION?

If no class member applies, within the time prescribed by law, for permission to be substituted as representative plaintiff in order to appeal the judgment, no appeal will be brought on behalf of the class.

This means that the Judgment will become final and the class action will be terminated.

No action is required if you do not wish to apply to be substituted as representative plaintiff.

ADDITIONAL INFORMATION

For further information or details regarding the matter, you may contact counsel for the representative listed below. Your name and any information provided will be kept confidential. Please do not contact the Defendant or the Judges of the Superior Court.

Me Anne-Julie Asselin

Me Jessica Lelièvre

Me Anne-Isabelle Cloutier

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