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1. What did the Court decide?

The Court concluded that :

- 1- By abolishing the class members' taxi owner permits, the government unlawfully expropriated their property.
- 2- The government therefore had a legal obligation to pay fair compensation to class members for the loss of their permits.
- 3- The compensation provided by the government to class members in its 2018 and 2019 programs was both inadequate and unfair.
- 4- The reference date for calculating the overall loss in value of the permits — and therefore the compensation owed to the members of the class action — is September 9, 2016, the date on which the pilot project between Uber and the government was concluded.

- 5- The total value of permits in September 2016 was \$1,055,301,000.
- 6- The sum of \$873,436,701 must be subtracted from this amount. This is the total amount already paid out by the government under its compensation programs.
- 7- The members' total uncompensated loss is therefore \$143,873,463, which represents approximately \$219,000,000 when legal interest and the additional indemnity provided for by law are included.

2. What happened at the trial?

During the trial, ten class members, as well as the representative plaintiff, Mr. Dama Metellus, testified regarding their personal experiences and the consequences they faced as a result of the abolition of their permits. Officials from the Ministry of Transport, the Ministry of Finance, the CTQ and the former Minister of Transport, Mr. Robert Poëti, also testified.

Additionally, expert witnesses from both the plaintiff and the government testified to quantify the market value of the permits and the value of the compensation that should be paid to class members.

The attorneys of record are extremely grateful to each of the members who testified for their time, dedication and professionalism.

3. Who represents the group members?

Mr. Dama Metellus is the group's representative. The members are represented by the law firms of Trudel Johnston & Lespérance, Me Myriam Moussignac, Me Wilerne Bernard and Groupe Trivium.

4. What is the reaction of the class members' lawyers?

The lawyers consider the Superior Court's decision an historic victory, particularly in a global context where few taxi owners worldwide have managed to obtain fair compensation following the arrival of Uber and the deregulation of the taxi industry in their respective jurisdictions.

That said, the lawyers had originally asked the court to award the class members a larger sum, \$308,000,000, which corresponds to the value of the permits when Uber arrived in 2014, rather than in 2016.

5. What is the government's reaction?

To date, the government has not reacted publicly.

6. When will we know if the government will appeal the decision?

The appeal period is due to expire towards the end of July or the beginning of August.

A party intending to appeal a judgment must file a notice of appeal within 30 days of the date of the notice of judgment. As a general rule, the notice of judgment is filed within a few days of the judgment.

7. Could the class also appeal the decision?

Yes, no decision has yet been taken.

8. If the judgment is not appealed, what happens next?

If the judgment is not appealed, it will be considered final and enforceable.

At that point, the parties will have to appear before the judge to determine the framework for distributing the indemnities owed to the members of the class. Depending on the Court's availabilities, this hearing could take place this autumn.

9. If the judgment is not appealed, how much money will class members receive?

The Court awarded the class members a global sum of \$143,873,463, which represents approximately \$219,000,000 when interest and the additional indemnity provided for by law are added.

The amount that each class member will receive will be determined in a protocol approved by the Tribunal at a future hearing, possibly this fall if there is no appeal.

Essentially, the methodology to be submitted to the judge will be to determine the value of the member's permit in 2016, when the pilot project came into effect, and subtract the amounts received by the member from the government under the 2018 and 2019 compensation programs.

10. Do I have to pay the lawyers' fees?

The attorneys' fees must be approved by the Court and will be deducted from the compensation received by each class member. As in any class action, attorneys' fees represent a fixed percentage of the total amount awarded. The Court must verify that they are fair and reasonable before lawyers are paid.

11. If the judgment is appealed, what happens next?

The appeal would suspend the execution of the judgment, so compensation would not be paid to members until the Court of Appeal has made its decision. As a general rule, it can take up to 2 years to obtain a decision from the Court of Appeal. Once a decision has been reached, the parties may ask the Supreme Court of Canada to hear the case.

12. What could the Court of Appeal do?

The Court of Appeal has the power to confirm, reverse or modify the trial judge's decision. In concrete terms, the Court of Appeal could conclude that the class members are not entitled to any compensation, increase the compensation determined by the judge, or reduce that compensation.

13. Do I have to register to obtain compensation?

Once the judgment has become final (i.e. after all appeal deadlines have expired) notices will be sent to all members informing them of the steps to follow to obtain compensation. Essentially, there will be a claims period during which members can file a claim in order to receive their compensation.

There is no need to call or write to the lawyers at this time. They will contact you as soon as there is news to share.

If you'd like to be sure to receive updates on the class action, please subscribe to our mailing list here: <https://tjl.quebec/recours-collectifs/uber-perte-de-valeurs-des-permis-de-taxi/>

14. What happens to the proceedings against Uber?

There is another class action against Uber for lost revenue caused by the company's illegal and unfair behavior. The case will be set down for trial in the coming year, which means it will be ready to obtain a trial date for the Court. Current delays in obtaining trial dates are about 2 years.

The plaintiffs' lawyers are the same firms as in the present case.