

FARMED ATLANTIC SALMON CLASS ACTIONS
NOTICE OF SETTLEMENT APPROVAL & CLAIMS PROCESS

Read this Notice carefully, as it may affect your legal rights.

THIS NOTICE IS DIRECTED TO:

All persons in Canada who purchased farmed Atlantic salmon, and products containing or derived from farmed Atlantic salmon, from April 10, 2013 to February 20, 2019, except for any person who has validly opted-out of the class action (the “Settlement Class”).

This Notice relates to the approval of the Settlement Agreement and the process for applying for settlement funds.

A. SETTLEMENT APPROVAL

A settlement has been reached with all defendants in this action. The action raised allegations that the defendants and unnamed co-conspirators participated in an unlawful conspiracy to fix, maintain, increase or control the price of farmed Atlantic salmon and products containing or derived from farmed Atlantic salmon from April 10, 2013 onwards contrary to the *Competition Act*.

On February 9, 2024, the Federal Court of Canada (“Federal Court”) approved the Settlement Agreement as being fair, reasonable and in the best interest of class members.

The settlement resolves the class action for all Settlement Class members and fully releases the defendants of all claims in the class action. The settlement represents a resolution of disputed claims and the defendants do not admit any wrongdoing or liability.

After deducting Court-approved fees and other expenses, approximately net CAD \$2.5 million will be distributed to eligible Settlement Class members.

B. DISTRIBUTION OF SETTLEMENT FUNDS

As part of the settlement approval hearing, the Federal Court approved the Distribution Protocol, the protocol for the distribution of the net settlement fund.

Only Settlement Class members who purchased at least CAD \$1 million of Salmon in Canada between April 10, 2013 and February 20, 2019 will be eligible to submit a claim. The value of a Settlement Class member’s eligible purchases will be determined based on customer sales information provided by the defendants pursuant to the terms of the Settlement Agreement and/or information provided by the Settlement Class member as part of the claims process.

Recognizing that not all Settlement Class members are eligible to submit a claim, the Distribution Protocol provides that a *cy-pres* distribution in the amount of CAD \$250,000 will be made to Food Banks Canada.

The remaining net settlement funds will be distributed to eligible claimants *pro rata* (proportionally), based on the value of their eligible purchase.

The compensation amount payable to eligible Settlement Class members cannot be reliably estimated at this time because this will depend on the number and value of claims filed. Notices will be sent directly to over 1,000 companies that may qualify for settlement funds.

The Distribution Protocol is posted online at www.siskinds.com/class-action/salmon.

C. SUBMITTING A CLAIM

To be entitled to payment pursuant to the Settlement, eligible Settlement Class members must file a claim on or before the Claims Deadline of **February 7, 2025**. The Claims Form, along with detailed instructions on how to complete the form, can be found here: <https://www.siskinds.com/class-action/salmon/>.

You may also request a Claim Form by emailing salmonclassaction@kmlaw.ca.

You may also contact Class Counsel at salmonclassaction@kmlaw.ca if you have any questions or require assistance with completing the Claim Form.

D. WHO REPRESENTS ME

The law firms Siskinds LLP, Sotos LLP, Koskie Minsky LLP and Siskinds Desmeules represent the Settlement Class. They can be reached at:

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E. MORE INFORMATION

This notice contains a summary of the class action, the settlement and Distribution Protocol. Further details can be found on the following websites: <https://www.siskinds.com/class-action/salmon/>; <https://www.sotosclassactions.com/cases/farmed-atlantic-salmon/> or <https://kmlaw.ca/cases/farmed-atlantic-salmon-price-fixing-class-action/>

If there is a conflict between the provisions of this Notice and the Settlement Agreement or Distribution Protocol, the terms of the Settlement Agreement, Distribution Protocol, and/or the Court orders shall prevail.

DO NOT CONTACT THE COURT FOR INFORMATION.

**THIS NOTICE HAS BEEN APPROVED BY
THE FEDERAL COURT OF CANADA**