

## NOTICE OF APPROVED CLASS ACTION SETTLEMENT

### *BOZSIK v. LIVINGSTON INTERNATIONAL INC.*

**TO:** All current or former non-management employees of the Defendant in its offices across Canada, who are or were employed, at any time between August 15, 2007 to April 28, 2017 in administrative, clerical, technical, and supervisory job classifications or who were otherwise subject to the Defendant's overtime policy or policies, who have not opted-out of this Proceeding.

### **A SETTLEMENT HAS BEEN APPROVED IN THE CLASS ACTION AGAINST LIVINGSTON INTERNATIONAL INC. ("LIVINGSTON")**

### **CLASS MEMBERS WHO ARE NO LONGER EMPLOYED BY LIVINGSTON MUST COMPLETE A FORM TO RECEIVE A SHARE OF THE MONEY**

### **CLASS MEMBERS WHO ARE CURRENT EMPLOYEES DO NOT HAVE TO COMPLETE A FORM**

### **PLEASE READ THIS CAREFULLY, IT DESCRIBES THE DEADLINES YOU MUST MEET**

For more information about this class action and the settlement, please visit the following website [www.livingstonintlclassaction.ca](http://www.livingstonintlclassaction.ca). If you have further questions, you can also contact the Settlement Administrator by email at [livingstonintl@ricepoint.com](mailto:livingstonintl@ricepoint.com), or by phone at **1-866-610-7719**.

#### **What is the settlement?**

Livingston agreed to settle the class action for a total all-inclusive payment of \$19 million. The court has now approved the settlement, lawyers' fees and related expenses. You can read the court reasons approving the Settlement Agreement, Fees and Distribution Protocol at [www.livingstonintlclassaction.ca](http://www.livingstonintlclassaction.ca).

Livingston does not admit any liability, wrongdoing or fault in this matter, and the settlement and payment of money does not imply any such liability, wrongdoing or fault on the part of Livingston.

#### **What should I do?**

If you are a former employee and want money from the Settlement, complete the enclosed Settlement Payment Form and mail it to **P.O. Box 4454, Toronto Station A, Toronto, ON M5W 4B1** or complete the form online at [www.livingstonintlclassaction.ca](http://www.livingstonintlclassaction.ca). You must send the completed form by no later than **October 15, 2019** (the "Filing Deadline").

After you complete the form and after the Filing Deadline has passed, you will get a cheque and letter explaining how the cheque was calculated. Your individual payment will be calculated on the basis of the court approved Distribution Protocol. The Distribution Protocol will take into account factors including length of employment, wage rate and computer data used to approximate unpaid overtime worked by Class Members. The number of former employee Class Members who file a claim will also impact the amount of money you receive.

All of the settlement money will be subject to employment deductions, including deductions and remittances to the Canada Revenue Agency, CPP and EI.

Class Members who currently work for Livingston will not need to do anything to receive compensation. Class Members who are former employees will need to complete the enclosed Settlement Payment Form.

**Where can I ask more questions?**

RicePoint Administration Inc. was appointed by the court to administer this settlement. Any questions can be sent to RicePoint by email at [livingstonintl@ricepoint.com](mailto:livingstonintl@ricepoint.com), or by phone at 1-866-610-7719.

You can also contact the lawyers for the Class

Members: Goldblatt Partners LLP can be reached at:

Telephone: 416-979-4233

Email: [tatherfold@goldblattpartners.com](mailto:tatherfold@goldblattpartners.com)

Mail: 20 Dundas Street West, Suite 1039, Toronto ON M5G 2C2, Attention: Jody Brown.

You can read the full Distribution Protocol and Settlement Agreement at [www.livingstonintlclassaction.ca](http://www.livingstonintlclassaction.ca)

**Interpretation**

This notice contains a summary of some of the terms of the Settlement Agreement and the Distribution Protocol. If there is a conflict between the provisions of this notice and the Settlement Agreement or Distribution Protocol, the terms of the Settlement Agreement or Distribution Protocol, as applicable, shall prevail.

**PLEASE DO NOT CALL LIVINGSTON, THE COURTHOUSE,  
OR THE REGISTRAR OF THE COURT ABOUT THIS SETTLEMENT.**

**This notice was approved by the Ontario Superior Court of Justice.**