

**SCHEDULE B  
PRE-APPROVAL NOTICE TO CLASS MEMBERS — LONG FORM**

**NOTICE OF AUTHORIZATION OF A NATIONAL CLASS ACTION  
AND OF A SETTLEMENT APPROVAL HEARING**

*(Ohayon v. Dollarama S.E.C., SCM no. 500-06-001243-233)*

**If you purchased a product subject to environmental handling fees from  
Dollarama in Québec between December 11, 2019 and July 4, 2023,  
or elsewhere in Canada between May 29, 2021 and July 4, 2023,  
you are a member of this class action.**

On May 29, 2023, a Quebec consumer (the “**Plaintiff**”) filed an *Application to Authorize the Bringing of a Class Action and to Appoint the Status of Representative Plaintiff* (the “**Application for Authorization**”) (as amended) against certain Defendants including Dollarama S.E.C., Dollarama Inc. and Dollarama GP Inc. (together, “**Dollarama**”), regarding the prices displayed and charged by the Defendants for products subject to environmental handling fees (“**Ecofees**”) they sold in Canada. The Plaintiff alleges notably that Dollarama did not properly display the price of its products subject to Ecofees and that it charged a price or Ecofees higher than the one displayed for these products or allowed by law.

Dollarama denies any liability or wrongdoing and was prepared to vigorously contest the proposed class action, and no Court has concluded that there was any wrongdoing by Dollarama.

The Plaintiff and Dollarama have reached a national Settlement before the class action was authorized, without admission of any liability or wrongdoing by Dollarama. This Settlement is subject to the approval of the Superior Court of Québec. The Settlement approval hearing will take place on **December 2, 2024, at 9:30 a.m. in room 15.04** of the Montreal Courthouse located at 1 Notre-Dame East Street, Montreal, QC, H2Y 1B6.

**The proposed Settlement and the judgment that will be rendered by the Court following the Settlement approval hearing may affect your rights. Please read this notice carefully.**

**THE CLASS ACTION**

**1. What is the purpose of this notice?**

On September 24, 2024, the Plaintiff and Dollarama reached a national Settlement before the class action was authorized. On October 9, 2024, the Court authorized this class action for settlement purposes only, approved this notice, and set the hearing date for the Plaintiff’s application to have the Settlement approved (the “**Final Approval Hearing**”).

The Court has not taken a position as to the truth or merits of the claims or defences asserted by either side and the allegations made by the Plaintiff have not been proven in Court.

The purpose of this notice is to advise you that the Court will hold the Final Approval Hearing on **December 2, 2024** to rule on the Plaintiff's application to approve the Settlement, and to advise you of your rights in that regard.

## **2. What is this class action about?**

The Plaintiff claims that Dollarama did not properly display the price of its products subject to Ecofees (for instance, batteries or certain electronic products) on their packaging, shelf-labels, in-store displays, a technological support, or otherwise, and that it charged a total price or Ecofees higher than the one displayed for these products or allowed by law.

## **3. Who is a Class Member?**

You are a Class Member if you purchased a product subject to Ecofees from Dollarama in Québec between December 11, 2019 and July 4, 2023 or elsewhere in Canada between May 29, 2021 and July 4, 2023 (the "**Class Period**"). The meaning of "environmental handling fees" or "Ecofees" as defined by the various Canadian provinces and territories is detailed in the Settlement Agreement accessible on the "**Settlement Website**" at: [www.dollaramaehfsettlement.com](http://www.dollaramaehfsettlement.com).

## **THE SETTLEMENT**

### **4. What is the proposed settlement?**

The Settlement Agreement provides for the following, subject to Court approval following the Settlement approval hearing described above:

- A. Dollarama has agreed to pay a total amount of **\$2,643,718.75** to settle the claim (the "**Settlement Amount**"). After deduction of the following fees and expenses (which must be approved by the Court), the balance, called the "**Distribution Fund**", will be distributed to the Class Members by means of Interac E-Transfers:
  - i. Class Counsel's fees of \$800,000.00 and their expenses up to a maximum amount of \$25,000.00, plus applicable taxes on both; and
  - ii. the Settlement Administrator's fees and expenses, which include the transactional costs to send individual Interac E-Transfers to the Class Members who qualify to receive compensation (the "**Approved Claimants**": see Section 5 below).

- B. the remaining Distribution Fund will be distributed equally by the Settlement Administrator among the Approved Claimants, by means of Interac E-Transfers sent to each one by email. The value of each Interac E-Transfer will be equal to the Distribution Fund divided by the total number of Approved Claimants, with a **minimum value of \$3.00** and a **maximum value of \$10.00** for each Interac E-Transfer depending on the total number of Approved Claimants;
- C. if there is any money remaining after all admissible claims have been paid, the remaining funds will be distributed indirectly (or “*cy-près*”) to the Class by donating them to charitable organizations approved by the Court (subject to any amounts which must be paid by law to the Québec Class Action Assistance Fund);
- D. if, depending on the total number of Approved Claimants, the value of each Interac E-Transfer would fall below \$3.00, then no Interac E-Transfer will be made since the costs involved would be disproportionately high, and the Distribution Fund will be distributed indirectly (or “*cy-près*”) to the Class by donating it to charitable organizations approved by the Court (subject to any amounts which must be paid by law to the Québec Class Action Assistance Fund).

Moreover, as part of the Settlement, Dollarama has also implemented the following business practice changes, which are permanent. From now on, the price displayed for a product subject to Ecofees sold by Dollarama — on its packaging, a shelf label, an in-store display, a technological support, or otherwise — shows their total price including the Ecofees (before taxes), and more emphasis is put on the total price than its component parts. Dollarama has also made the necessary arrangements with manufacturers of products subject to Ecofees who pre-printed the price directly on the packaging to remove this pre-printed price. Please refer to the Settlement Agreement for additional details.

Dollarama agreed to settle the class action in exchange for a full and final release of all the Released Claims (as defined in the Settlement Agreement), including any claim related to the allegation that the price or Ecofees it charged for its products subject to Ecofees exceeded the price or Ecofees displayed for that product or allowed by law. This full and final release will be binding on all the Class Members who do not opt out of the Class Action (see sections 7 to 9 below on the possibility to opt out of the Class Action).

The Settlement Agreement and documents pertaining to this class action are available at the Settlement Website:

[www.dollaramaehfsettlement.com](http://www.dollaramaehfsettlement.com).

**Interac E-Transfers as described above will only be issued if the Court grants final approval of the Settlement and after the time for appeals has ended and any appeals are resolved. Please be patient.**

**5. How do Class Members qualify for compensation?**

If the Settlement Agreement is approved by the Court, a Class Member (who can be a person or a legal entity) can receive one Interac E-Transfer if he or she meets the following conditions:

- A. he or she purchased a product subject to Ecofees from Dollarama in Québec between December 11, 2019 and July 4, 2023 or elsewhere in Canada between May 29, 2021 and July 4, 2023; and
- B. he or she did not submit a Request for Exclusion (i.e., a request to opt-out of the Class Action: see sections 7 to 9 below on the possibility to opt out of the Class Action); and
- C. he or she completes the Claim Form on the Settlement website by the date specified in that Claim Form, and attests that he or she purchased at least one product subject to Ecofees from Dollarama in Canada during the Class Period, specifying the city and the province or territory in which the purchase was made;
- D. his or her claim is validated and accepted by the Settlement Administrator.

A Class Member who meets these conditions is an “**Approved Claimant**” under the Settlement. There is a maximum of one Interac E-Transfer for each Approved Claimant regardless of the number of products subject to Ecofees he or she purchased from Dollarama during the Class Period.

**6. What is the next step regarding the proposed Settlement?**

The Superior Court of Québec must approve the Settlement before it can take effect. The Court will review the terms of the Settlement to ensure that they are fair, reasonable and in the best interests of the Class Members.

The Final Approval Hearing will take place on **December 2, 2024, at 9:30 a.m. in room 15.04** of the Montreal Courthouse located at 1, Notre-Dame Street East, Montreal, QC, H2Y 1B6, or via a TEAMS link to be posted on the Settlement Website.

At the Final Approval Hearing, the Court will hear any objection filed by Class Members regarding the proposed Settlement Agreement, in accordance with the deadlines and procedure described below. Class Members who do not oppose the proposed Settlement

are not required to attend this hearing or to take any action to indicate that they intend to be bound by it.

**OPTING OUT: THIS IS YOUR ONLY CHANCE TO OPT OUT OF THE CLASS ACTION**

**7. What happens if I opt out?**

If you decide to opt out (exclude yourself) of the class action, you retain your right to institute your own lawsuit against Dollarama regarding Ecofees at your own expense and you will not be bound by the judgments rendered by the Court in this class action. Also, you will not be entitled to receive compensation if the Settlement is approved by the Court.

**8. What happens if I do not opt out or if I do nothing?**

If you do not opt out of the class action or if you do nothing, you have the right to claim the compensation provided for in the Settlement, and give up your right to institute your own lawsuit against Dollarama regarding the Ecofees. You will be bound by the judgments rendered by the Court in this class action.

**9. How do I opt out?**

If you do not wish to be part of this class action, you can opt out by sending to the clerk of the Superior Court of Québec a signed letter containing the following information:

- A. A heading referring to this proceeding (*Ohayon v. Dollarama S.EC.*, no. 500-06-001243-233).
- B. Your name, current mailing address and email address.
- C. Your statement: "I am a class member and I wish to opt out of the class action".
- D. Your signature.

You must send your letter **by November 22, 2024**, at the following address (or by email to Class Counsel who will file it in Court on your behalf):

TO: Clerk of the Superior Court of Québec  
File: 500-06-001243-233  
Montreal Courthouse  
1, Notre-Dame East Street,  
Suite 1.120  
Montreal (Quebec) H2Y 1B6

## **OBJECTING TO THE PROPOSED SETTLEMENT**

### **10. What should I do if I disagree with the proposed settlement?**

If you disagree with the Settlement Agreement but you do not wish to opt out of the class action, you can object to the Settlement Agreement by delivering a written submission on or before **November 26, 2024**, filed with the Court, and containing the following information:

- A. A heading referring to this proceeding (*Ohayon v. Dollarama S.EC. no. 500-06-001243-233*).
- B. Your name, current address, email address and telephone number and, if represented by counsel, the name, address, email address and telephone number of your counsel.
- C. A statement confirming that you purchased a product subject to Ecofees from Dollarama in Canada during the Class Period.
- D. A statement confirming whether you intend to appear at the Final Approval Hearing, either in person or through counsel.
- E. A statement of the objection and the grounds supporting the objection.
- F. Copies of any papers, briefs, or other documents upon which the objection is based.
- G. Your signature.

You must send your letter by mail at the following address:

TO: Clerk of the Superior Court of Québec	Copy to Mtre Joey Zukran
File: 500-06-001243-233	<b>LPC Avocats</b>
Montreal Courthouse	276 Saint-Jacques Street,
1, Notre-Dame East Street,	Suite 801
Suite 1.120	Montreal, Quebec, H2Y 1N3
Montreal (Quebec) H2Y 1B6	Email: <a href="mailto:jzukran@lpclex.com">jzukran@lpclex.com</a>

You may also appear in Court on the day scheduled for the hearing, on **December 2, 2024**.

The Court cannot change the terms of the Settlement. Any objections will be used by the Court to consider whether to approve the Settlement or not.

## **CLASS COUNSEL**

### **11. Who are the lawyers working on this class action?**

The law firm LPC Avocats represents the Plaintiff and the Class Members. You may contact them using the contact information found at the end of this notice.

### **12. Are there fees for the Class Members?**

You do not have to pay the lawyers working on this class action. Class Counsel have taken this case on a contingency agreement. If the Settlement is approved by the Court, Class Counsel will be paid from the amount provided in the Settlement Agreement. The Court will decide on the reasonableness of the fees and costs paid to Class Counsel.

## **FOR MORE INFORMATION**

If you have questions, you can contact Class Counsel by mail, email or phone. Your name and any information provided will be kept confidential. **Please do not contact Dollarama, nor any of the judges of the Superior Court of Québec:**

Mtre Joey Zukran

### **LPC Avocats**

276 Saint-Jacques Street, Suite 801

Montreal, Quebec, H2Y 1N3

Telephone: (514) 379-1572

Email: [jzukran@lpclex.com](mailto:jzukran@lpclex.com)

You may also contact the Settlement Administrator:

### **Concilia Services Inc.**

5900 Andover Avenue, Suite 1

Montreal (Québec) H4T 1H5

Tel: 1-888-440-1005 (toll free)

Email: [dollarama@conciliainc.com](mailto:dollarama@conciliainc.com)

Settlement Website: [www.dollaramaehfsettlement.com](http://www.dollaramaehfsettlement.com).

**This notice has been approved by the Superior Court of Québec.** In the event of discrepancy between this notice and the Settlement Agreement, the latter prevails.