

NOTICE OF CLASS ACTION CERTIFICATION AND SETTLEMENT APPROVAL
LAURENTIAN UNIVERSITY DATA BREACH CLASS ACTION
WWW.MCKENZIELAKE.COM

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

A Court has authorized this notice. This is not a solicitation from a lawyer.

PURPOSE OF THIS NOTICE

The purpose of this Notice is to advise that: (1) the class action has been certified as a class proceeding by the Court against the Defendant, Spencer Brydges (“Brydges”); and (2) that the settlement between the Plaintiff and Brydges (the “Brydges Settlement Agreement”) has been approved by the Court.

Importantly, both the certification of the action as a class proceeding and the approval of the Brydges Settlement Agreement do not impact the litigation against the Defendant, Laurentian University of Sudbury (“Laurentian”). The litigation against Laurentian continues and Laurentian denies all allegations against it.

You may view a copy of all documents and important updates about this litigation at **www.mckenzielake.com**.

NATURE OF THE LITIGATION

The lawsuit was commenced by the Plaintiff in the London office of the Ontario Superior Court of Justice under the title of *Connell v. Laurentian University of Sudbury and Spencer Brydges* (the “Class Action”).

In the Class Action, the Plaintiff alleges that Brydges perpetrated a data breach at Laurentian which allowed the personal information of certain students and staff members to be compromised, stolen or disclosed. Laurentian denies the allegations in the Class Action and the Court has not made any determination on the merits of the Class Action.

Despite the Brydges Settlement Agreement, the Class Action continues against Laurentian.

CLASS ACTION CERTIFIED FOR SETTLEMENT APPROVAL

On **December 17, 2020** the Court certified this class action as a class proceeding against Brydges for the purposes of approving the settlement.

WHO IS INCLUDED?

The class for purposes of the settlement with Brydges has been defined by the Court to include the following individuals:

All individuals who Laurentian University sent notice to in early 2017 indicating that such individual’s personal information may have been accessed, compromised, and/or disclosed, excluding the following: (i) individuals who are members of the Laurentian University Faculty Association; (ii) individuals who are members of the Laurentian University Staff Union; (iii) individuals who are members of the Canadian Union of Public Employees; (iv) senior management and executives of Laurentian; and (v) the Defendant, Spencer Brydges.

If you fall within this description, please read this notice. **Ignoring this legal notice could affect your rights.**

APPROVAL OF THE BRYDGES SETTLEMENT AGREEMENT

On **December 17, 2020**, the Court approved the Brydges Settlement Agreement.

WHAT ARE THE SETTLEMENT TERMS AND BENEFITS?

In exchange for dismissing the Class Action against Brydges, Brydges has agreed to cooperate with the Plaintiff by providing information regarding his role in the alleged data breach. There is no monetary benefit being paid as part of this settlement.

WHAT ARE MY OPTIONS REGARDING THE SETTLEMENT?

1. Do Nothing. If you wish to continue to participate in the ongoing Class Action, you do not need to do anything at this time. If you do nothing, your rights will be affected and you will be legally bound by the terms of the Brydges Settlement Agreement. This means that you will give up your right to sue Brydges or Laurentian in your own case in relation to any claims you have relating to any of the issues raised in the lawsuit.

OR

2. Opt Out. If you do not want to be legally bound by the Brydges Settlement Agreement, you must exclude yourself from the Class Action by submitting an Opt-Out Form by **no later than March 16, 2021** to the Notice and Opt-Out Administrator as follows:

Notice Administrator
Laurentian University Data Breach Class Action
P.O. Box 507 STN B
Ottawa ON K1P 5P6
Email: info@laurentiandatabreach.ca
Fax: 1-866-262-0816

Unless you Opt-Out, you will not be able to sue or continue to sue Brydges or Laurentian in your own case for any claims covered by the class action. Opting-Out of the action means that you are opting-out of pursuing this class action against both Brydges and Laurentian. The Opt-Out Form and information about how and where to send it are available at www.mckenzielake.com.

Please take note that if you have your own potential lawsuit against Brydges or Laurentian, there are certain deadlines, called limitation periods, before which you must start your lawsuit. If you do not start your lawsuit before the limitation period expires, your lawsuit will be out of time, and will be legally barred. The commencement of this Class Action suspended the running of proposed class members' limitation periods against Brydges and Laurentian in respect of the allegations made in the Class Action. If you Opt Out of the Class Action through the process described above, the limitation period that may be applicable to any potential claims you may have against Brydges or Laurentian in relation to this data breach will start running again at that time. If you wish to bring your own independent claim against Brydges or Laurentian, you must start your own lawsuit before your limitation period expires.

If you have questions or concerns about the impact of the limitation periods on any claim you have or may have, you should seek legal advice from your own lawyer.

ARE ANY LEGAL FEES BEING PAID?

Class Counsel are not seeking payment of any legal fees at this time with respect to the Brydges settlement.

WHO CAN I CONTACT FOR FURTHER INFORMATION?

This Notice contains only a summary of the settlement. If you have questions, you are encouraged to contact Class Counsel at the contact information below. There is no cost or obligation to you.

Class Counsel
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PLEASE DO NOT ADDRESS QUESTIONS ABOUT THE SETTLEMENT OF THE LITIGATION TO THE COURT, OR TO THE JUDGE, OR TO LAURENTIAN.