

ON READING the Affidavit of Chelsea Smith, sworn August 9, 2022, and the other materials filed, including the Consent of the Parties;

1. **THIS COURT ORDERS** that the capitalized terms herein have the same meaning as in the Hyundai and Kia Theta II GDI Engine Canadian Class Actions Settlement Agreement, dated October 22, 2020 unless otherwise defined herein;

2. **THIS COURT DECLARES** that the partial Settlement pertaining to the within Action is concluded;

3. **THIS COURT ORDERS** that Epiq Class Action Services Canada, Inc is hereby discharged from its role as Claims Administrator of the partial Settlement;

4. **THIS COURT ORDERS** that pursuant to the Order of the Honourable Justice Glustein, dated March 9, 2021, this Action be discontinued without costs and with prejudice, with the claims relating to vehicles other than Settlement Class Vehicles being continued in the action titled *Kapron v Hyundai Auto Canada Corp, et al*, bearing Ontario Superior Court of Justice Court File No CV-22-00677727-00CP and issued March 2, 2022; and,

5. **THIS COURT ORDERS** that there shall be no costs of this motion.



The Honourable Justice Benjamin Glustein

KEITH McBAIN
Plaintiff/Moving Party

-and- HYUNDAI AUTO CANADA CORP et al
Defendants/Responding Parties

Court File No. CV-19-00627147-00CP

ONTARIO
SUPERIOR COURT OF JUSTICE

PROCEEDING COMMENCED AT
LONDON AND TRANSFERRED TO TORONTO

ORDER
(Discontinuance)

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