

NOTICE OF SETTLEMENT OF THE RETROFOAM CLASS ACTION

This Notice may affect your rights. Please read carefully.

PURPOSE OF THIS NOTICE

This notice is directed to Class Members who owned or had an interest in real property in Ontario when RetroFoam was injected or installed into the property and who applied to the ecoEnergy Retrofit-Homes Program.

On August 12, 2015, the settlement was approved by a judge of the Ontario Superior Court of Justice. The defendants will pay the sum of \$13,000,000 in full and final settlement of all claims in return for a release and a dismissal of the class action.

SUMMARY OF THE SETTLEMENT TERMS

After the payment of all court-approved expenses, a fund of approximately \$7,612,000 will be divided equally among all property owners who submit a claim for compensation that is approved by the Administrator.

If there is more than one owner for a property injected with RetroFoam, the cheque will be payable to the owners provided all owners are living at the same address. If all owners are not living at the same address, each owner will be sent an equal share of the amount payable to their individual addresses.

All claims for compensation must be accompanied by supporting documentation and must be approved by the Administrator. In some cases, disputes about compensation will be settled by the Arbitrator. Any settlement cheques that remain uncashed after six months will be paid to the Access to Justice Fund operated by the Law Foundation.

HOW TO MAKE YOUR CLAIM FOR COMPENSATION?

Detailed instructions for submitting your claim are available at www.retrofoamclassaction.com

You must deliver your completed claim with supporting documentation to the Administrator on or before December 1, 2015 in order to be eligible to receive compensation. If you do not submit a completed claim form on or before December 1, 2015, you will **not** be eligible to receive any settlement funds.

The Administrator will communicate directly with you about the outcome of your claim for compensation.

Most Class Members will receive this notice directly with detailed instructions about how to make a claim. If you believe that you are a Class Member, but you did not receive this notice directly, please visit the website at www.retrofoamclassaction.com to get detailed instructions about how to submit a claim for compensation.

CONTACT INFORMATION

Questions for the Administrator should be directed to:

COURIER: Marsh Canada, RetroFoam Administrator
Retrofoam Class Action Settlement
120 Bremner Boulevard #800, Toronto ON M5J 0A8

Tel: 888.247.5114
Fax: 866.764.6596
Email: retrofoamclassaction@marsh.com

MAIL: Marsh Canada, RetroFoam Administrator
PO Box 428, Station A, Toronto, ON M5W 1C2

Questions for Class Counsel should be directed to:

SUTTS, STROSBERG LLP
600-251 Goyeau Street
Windsor ON N9A 6V4

Tel: 519.561.6296
Fax: 519.561.6203
dtocco@strosbergco.com

This Notice has been approved by the court and is a summary of some of the terms of the judgment in this action. If there is a conflict between the provisions of this notice and the terms of the judgment, the judgment prevails. The judgment can be found at www.retrofoamclassaction.com