

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE)
JUSTICE GRAY)

FRIDAY, THE 21ST
DAY OF JUNE, 2019

B E T W E E N:

MICHAEL BOZSIK

Plaintiff

and

LIVINGSTON INTERNATIONAL INC.

Defendant



Proceeding under the *Class Proceedings Act, 1992*

**ORDER
(Settlement Approval)**

THIS MOTION, made by the Plaintiff for an Order approving the settlement agreement entered into by the parties and dismissing this action as against the Defendant, was heard this day at the court house, 491 Steeles Avenue East, Milton.

ON READING the materials filed, including the settlement agreement dated February 1, 2019 attached to this Order as **Schedule "A"** (the "Settlement Agreement"), and on hearing the submissions of the counsel for the parties and *Amicus Curiae*;

AND ON BEING ADVISED that the deadline for objecting to the Settlement Agreement has passed and there has been one written objection to the Settlement Agreement;

AND ON BEING ADVISED that the deadline for opting out of the Proceeding has expired and that 84 Persons have validly and timely exercised the right to opt-out;

AND ON BEING ADVISED that the parties consent to this Order:

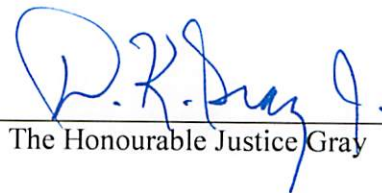
1. THIS COURT ORDERS that, in addition to the definitions used elsewhere in this Order, for the purposes of this Order, the definitions set out in the Settlement Agreement apply to and are incorporated into this Order.
2. THIS COURT ORDERS that in the event of a conflict between this Order and the Settlement Agreement, this Order shall prevail.
3. THIS COURT ORDERS that this Order, including the Settlement Agreement, is binding upon each member of the Class including those Persons who are minors or mentally incapable and the requirements of Rules 7.04(1) and 7.08(4) of the *Rules of Civil Procedure* are dispensed with in respect of the Proceeding.
4. THIS COURT ORDERS that the Settlement Agreement is fair, reasonable and in the best interests of the Class.
5. THIS COURT ORDERS that the Settlement Agreement is hereby approved pursuant to section 29 of the *Class Proceedings Act, 1992* and shall be implemented and enforced in accordance with its terms.
6. THIS COURT ORDERS that, upon the Effective Date, each Releasor has released and shall be conclusively deemed to have forever and absolutely released the Releasees from the Released Matters.

7. THIS COURT ORDERS that, for the purposes of administration and enforcement of the Settlement Agreement and this Order, this Court will retain an ongoing supervisory role.

8. THIS COURT ORDERS that, in the event that the Settlement Agreement is terminated in accordance with its terms, this Order shall be declared null and void on subsequent motion made on notice.

9. THIS COURT ORDERS that this action be and is hereby dismissed against the Defendant, without costs and with prejudice.

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JUN 21 2019
SUPERIOR COURT OF JUSTICE
MILTON


The Honourable Justice Gray

MICHAEL BOZSIK
Plaintiff

-and- **LIVINGSTON INTERNATIONAL INC.**
Defendant

Court File No. 5270/14

ONTARIO
SUPERIOR COURT OF JUSTICE

PROCEEDING COMMENCED AT MILTON

Proceeding under the *Class Proceedings Act, 1992*

ORDER
(Settlement Approval)

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