

## NISSAN CANADA DATA SECURITY INCIDENT CLASS ACTION: NOTICE OF SETTLEMENT APPROVAL

**Please read this Notice carefully. Your legal rights may be affected regardless of whether or not you act.**

### Who is this Notice for?

This Notice is for all persons residing in Canada, including their estates, executors or personal representatives but excluding persons resident in Québec, who had active leases or loans with Nissan Canada Inc. or Nissan Canada Financial Services Inc./ Services Financiers Nissan Canada Inc. in the period from December 22, 2016 to January 12, 2017 (“Ontario Class” or “Ontario Class Members”).

### What is the purpose of this Notice?

This Notice is to inform you that the Ontario Superior Court of Justice and the Superior Court of Québec have approved the Settlement reached in two certified class action lawsuits against Nissan Canada Inc., Nissan Canada Financial Services Inc./ Services Financiers Nissan Canada Inc., and Nissan North America, Inc. (together, “Nissan”): *Grossman, et al. v. Nissan Canada Inc., et al.*, Ontario Superior Court of Justice Court File No.: CV-18-00590402-00CP (the “Ontario Action”); and *Levy v. Nissan Canada Inc.*, Superior Court of Québec Court File No.: 500-06-000907-184 (the “Québec Action”). The lawsuits allege that Nissan is liable for damages resulting from an incident in which it received an anonymous email from an unknown attacker claiming to have information about Nissan customers, and demanding a ransom be paid to return the data (the “Data Security Incident”). Nissan does not admit to any of the allegations in either of the lawsuits, and none of the allegations has been proven. The Parties have instead reached a voluntary Settlement.

The Settlement applies to Class Members in the Ontario Action and Class Members in the Québec Action (together, the “Settlement Class” or “Settlement Class Members”). The Settlement was approved on April 24, 2024.

### What is available under the Settlement?

Under the Settlement, Nissan has agreed to provide a Settlement Fund of CAD \$1,820,000 to pay the successful Claims of Settlement Class Members.

Settlement Class Members may submit either a Documented Claim or an Undocumented Claim. Settlement Class Members who have suffered damages, losses, costs and/or unreimbursed expenses caused by the Data Security Incident and who submit a Claim Form and supporting documents evidencing (i) their membership in the Settlement Class; and (ii) documented damages incurred as a result of the Data Security Incident will be eligible for the reimbursement of such damages up to **CAD \$2,500** (“Documented Claim”), provided that they submit a valid and timely Claim.

Settlement Class Members who do not have documentation or proof of damages and who submit a Claim Form establishing their membership in the Settlement Class will be entitled to **CAD \$35** for reimbursement of lost time (“Undocumented Claim”), provided that they submit a valid and timely Claim.

**The deadline to make a Claim in the Settlement is: October 21, 2024**

### Where can I get additional information?

To obtain more information, including important dates and how to submit a Claim, please visit [www.nissandatabreachclassaction.com](http://www.nissandatabreachclassaction.com) or call the Claims Administrator at 1-877-206-7028 (toll-free).  
You can also contact Class Counsel directly:

McKenzie Lake Lawyers LLP: 1-844-672-5666 or [nissandatabreachclassaction@mckenzielake.com](mailto:nissandatabreachclassaction@mckenzielake.com);  
Landy Marr Kats LLP: 416-221-9343 or [nissandatabreachclassaction@lmklawyers.com](mailto:nissandatabreachclassaction@lmklawyers.com);  
Du Vernet, Stewart: 416-231-1668 or [nissandatabreachclassaction@duvernet.ca](mailto:nissandatabreachclassaction@duvernet.ca).

**This Notice was approved by order of the Ontario Superior Court of Justice.  
This is not a solicitation from a lawyer. The court offices will be unable to answer  
any questions about the matters in this Notice. Please do not contact them.**