

Settlement Approval Hearing Notice

Toronto G20 Summit Class Actions Settlement

www.G-20ClassActionSettlement.ca

A proposed settlement has been reached in two (2) class actions relating to the G20 Summit held in Toronto on June 26 and 27, 2010.

DETAINED OR ARRESTED DURING THE 2010 G20 SUMMIT IN TORONTO?

THIS SETTLEMENT MAY AFFECT YOUR RIGHTS. PLEASE READ CAREFULLY.

WHAT ARE THESE CLASS ACTIONS ABOUT?

On June 26 and 27, 2010, the G20 Summit ("the G20 Summit") was held in downtown Toronto, Ontario. Two (2) class actions were commenced following the events that occurred during the G20 Summit.

The action *Good v. Toronto Police Services Board* (court file number CV-10-408131 00CP), relates to those people who were arrested or detained in one of the five locations listed below.

The action *Taylor v. Toronto Police Services Board* (court file number CV-15-524523 00CP), relates to those individuals who were arrested and then imprisoned in the temporary detention centre located on Eastern Avenue (the "Detention Centre") beginning on June 26 or 27, 2010.

These actions were certified as class proceedings by Order of the Divisional Court, dated August 6, 2014. Appeals to both the Ontario Court of Appeal and the Supreme Court of Canada have been denied and therefore these actions have proceeded as class actions.

A proposed Settlement has been reached in these actions.

WHAT ARE THE REMEDIES OR BENEFITS FOR CLASS MEMBERS IN TH SETTLEMENT?

The Settlement is a "package" that provides both monetary and non-monetary remedies as follow:

A) Monetary Relief:

1) Financial Compensation: The Settlement Agreement includes a commitment by the Defendant to pay individual Class Members on a per-claim basis in specified amounts, up to an aggregate maximum of \$16,500,000.00 CAD, as compensation for breaches of their rights and for their individual harms suffered.

The Settlement Agreement sets out specific amounts of financial compensation payable to individuals based on their subclass, so that each arrested individual in a particular subclass will receive the same amount as others in that subclass. This amount varies for each of the different subclasses, based on the differing circumstances at each of the five mass arrest locations, and at the Detention Centre, calibrated to the circumstances at each location.

The amount of financial compensation that individual Class Members may be eligible to receive, if their claim is approved by the Claims Administrator, is set out below. This will be subject to a **22.5% percent reduction** which is made up of a 10% deduction which will be remitted to the Class Proceedings Fund, as required by legislation, and a 12.5% deduction which will be directed to Class Counsel as a payment of legal costs:

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Compensation by Subclass	Compensation Amount (CAD) <i>Subject to the reductions detailed above</i>
Detention Centre Subclass	\$8,700.00
Esplanade Subclass	\$11,000.00
Eastern Avenue Subclass	\$5,000.00
Gymnasium Subclass	\$16,000.00
Queen and Spadina Subclass	\$12,000.00
Parkdale Subclass	\$5,000.00

Those Class Members who are a member of one (1) of the five (5) mass arrest subclasses (Esplanade, Eastern Avenue, Gymnasium, Queen and Spadina, or Parkdale) and who were also taken to and detained in the Detention Centre are eligible for two amounts (for example, Gymnasium subclass members who were also taken to the Detention Centre are eligible for \$16,000 plus \$8,700 for a total of \$24,700, less the above deduction).

B) Non-Monetary Relief:

In addition to financial compensation amounts to individual Class Members, the Settlement Agreement includes a number of other and “public interest” remedies.

2) A programme to expunge Class Members’ police records arising from June 2010: The Settlement Agreement includes a commitment by the Defendant to make best good faith efforts to permanently delete or make inaccessible to the extent reasonably possible the records relating to the arrest or detention of eligible claimants, except for the Class Members who were charged with an offence relating to said arrest/detention.

3) Public Statement: A public statement and acknowledgement by Toronto Police Services regarding the events of June 2010. The public statement by Toronto Police Services would include an acknowledgement by Toronto Police Services regarding the mass arrests that occurred, and regarding the conditions at the Detention Centre.

4) Public Commitment: A public commitment by Toronto Police Services towards various detailed measures and improvements regarding policing of future public demonstrations. The public commitment by Toronto Police Services is included as a Schedule to the agreement setting out detailed provisions and standards regarding aspects of the policing of public demonstrations in the future which Toronto Police Services “will take reasonable and appropriate steps, including in planning and training, to put into effect”. These standards relate to the topics of “Detentions and Arrests During Demonstrations”, “Containment”, “Breach of Peace”, “Temporary Detention Centres” and “Planning”. Visit www.G-20ClassActionSettlement.ca for more information.

None of these will occur unless the Settlement is approved by the court. A hearing to consider whether to approve the Settlement will take place on **Monday, October 19, 2020 at 10:00 a.m.** at Osgoode Hall, 130 Queen Street West, Toronto, Courtroom 5.

A copy of the proposed Settlement Agreement and other related documentation is available at www.G-20ClassActionSettlement.ca.

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WHO IS INCLUDED UNDER THIS SETTLEMENT?

The Class Members in *Taylor v. Toronto Police Services Board* are those individuals who were arrested and then imprisoned in the Detention Centre beginning on June 26 or 27, 2010 (“**Detention Centre Subclass**”).

The Class Members in *Good v. Toronto Police Services Board* are those individuals who were:

1. Arrested or subjected to mass detention in a police cordon in the vicinity of the Hotel Novotel Toronto Centre on the Esplanade on the evening of June 26, 2010, and eventually released without charge (“**Esplanade Subclass**”);
2. Arrested or subjected to mass detention in a police cordon in the vicinity of the Eastern Avenue Detention Centre on the morning of June 27, 2010, and eventually released without charge (“**Eastern Avenue Subclass**”);
3. Arrested at the University of Toronto Graduate Students' Union Gymnasium on the morning of June 27, 2010 (“**Gymnasium Subclass**”);
4. Arrested or subjected to mass detention in a police cordon in the vicinity of the intersection of Queen Street West and Spadina Avenue on the afternoon of June 27, 2010, and eventually released without charge (“**Queen and Spadina Subclass**”); or
5. Arrested or subjected to mass detention in a police cordon in the vicinity of the intersection of Queen Street West and Noble Street on June 27, 2010, and eventually released without charge (“**Parkdale Subclass**”).

It is possible to be a Class Member in both class actions. Class Members do not need to choose one class action over another.

REPRESENTATIVE PLAINTIFFS

The lawsuits have been started by Sherry Good and Thomas Taylor (the “Representative Plaintiffs”) represented by the law firms of Klippensteins, Barristers & Solicitors and Eric K. Gillespie Professional Corporation (“Class Counsel”).

SETTLEMENT APPROVAL HEARING DATE

The Settlement must be approved by the Ontario Superior Court of Justice to become effective.

A hearing to consider whether to approve the Settlement will take place on **Monday, October 19, 2020 at 10:00 a.m.** at Osgoode Hall, 130 Queen Street West, Toronto, Courtroom 5.

The Court will also consider approving amounts for legal fees and expenses to class counsel.

RIGHT TO PARTICIPATE IN THE SETTLEMENT

Class Members who wish to participate in the Settlement, if the Settlement is approved by the Court, do not need to do anything at this time. Should the Court approve the Settlement at the Settlement Hearing, a Notice of Settlement will be released which will detail the steps Class Members need to undertake in order to be eligible for Settlement compensation and remedies.

RIGHT TO OBJECT TO THE SETTLEMENT HEARING

Class Members who have not previously opted out of the Class Actions may object to the Settlement before the Court considers whether to approve it, and may attend the approval hearing if they desire.

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If you wish to object to the Settlement you must deliver a written submission to the Claims Administrator by mail, fax or email **no later than October 5, 2020**, as applicable:

Epiq Class Action Services Canada Inc.

Toronto G20 Summit Class Actions Claims Administrator
P.O. Box 507 STN B
Ottawa ON K1P 5P6
Email: info@G-20classactionsettlement.ca
Fax: 1-866-262-0816

All written objections to the Settlement Agreement shall be personally signed by the potential Settlement Class Member and shall include the following:

- a) The Settlement Class Member's name, mailing address, telephone number and email address (if applicable);
- b) Identification of which of the two Actions the Settlement Class Member is a part of (that is, the Good action regarding arrest, or the Taylor action regarding the Detention Centre, or both), including the Subclass Location, if any;
- c) A brief statement of the nature of and reason for the objection to the Settlement Agreement;
and,
- d) Whether the Settlement Class Member intends to appear in person or by counsel at the Settlement Approval Hearing in Toronto, Ontario, and if appearing by counsel, the name, address, telephone number and email address of counsel.

All objections must be received by the Claims Administrator **no later than October 5, 2020**.

ADDITIONAL INFORMATION:

If you want to find out more about these class actions, please contact the Claims Administrator or Class Counsel using the contact details listed below:

Claims Administrator:

Epiq Class Action Services Canada Inc.

Toronto G20 Summit Class Actions Claims Administrator
P.O. Box 507 STN B
Ottawa ON K1P 5P6
Email: info@G-20classactionsettlement.ca
Tel: 1-833-683-5856
Fax: 1-866-262-0816

Class Counsel:

Klippensteins Barristers & Solicitors

Attention: Murray Klippenstein
Toronto G20 Summit Class Actions
Suite 300-160 John Street
Toronto ON M5V 2E5
Email: murray.klippenstein@klippensteins.ca
Tel: 416 598-0288 ext. 101
Fax: 416-598-9520
<http://www.g20classaction.ca/>

OR

Eric K. Gillespie Professional Corporation

Attention: Eric Gillespie
Toronto G20 Summit Class Actions
Suite 300-160 John Street
Toronto ON M5V 2E5
Email: egillespie@gillespielaw.ca
Tel: 416-703-4047
Fax: 416-903-9147
<http://www.g20classaction.ca>