

**SUPERIOR COURT
(CLASS ACTION)**

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

N°: 500-06-000905-188

DATE: October 16, 2025

PRESENT: THE HONOURABLE DOMINIQUE POULIN, J.S.C.

CARLA PACIUCCI

AND

VALÉRIE CHAMPAGNE

Plaintiffs

vs.

FCA CANADA INC.

Defendant

JUDGMENT ON AN
APPLICATION FOR PRE-APPROVAL ORDERS

- [1] **CONSIDERING** the judgment dated April 29, 2024 authorizing the institution of a class action, as rectified on May 7, 2024;
- [2] **CONSIDERING** the settlement agreement executed by the Parties on September 15, 2025 (the "**Settlement Agreement**");
- [3] **CONSIDERING** the Application for Pre-Approval Orders brought by the Plaintiffs

- pursuant to Section 3.1 of the Settlement Agreement;
- [4] **CONSIDERING** the pre-approval and authorization notice (the “**Notices**”) in both English and in French, which were produced as **Exhibit R-1**;
- [5] **CONSIDERING** that the Honorable Justice Pierre Nollet, J.S.C. has been designated to preside over the present matter after the issuance of the present Pre-Approval Orders and that he will subsequently determine the date for the hearing to approve the Settlement Agreement;
- [6] **CONSIDERING** that this Court understands that the Plaintiffs also wish to verify the names and addresses of current and former registered owners (“**Ownership Information**”) of the all Fiat 500 vehicles, model years 2012 to 2019 (“**Subject Vehicles**”) by Vehicle Identification Number (“**VIN**”) from the SOCIÉTÉ DE L’ASSURANCE AUTOMOBILE DU QUÉBEC before distribution of the Notices¹, and that Defendant does not contest this request pursuant to Section 8.3.3. of the Settlement Agreement;
- [7] **CONSIDERING** that Defendant consents to the conclusions of this judgment, without any admission of liability on its part and solely for the purposes of settlement;
- [8] **CONSIDERING** that the Plaintiffs are asking the Court, *inter alia*:
- (a) Appoint Concilia Services Inc. as the claims administrator;
 - (b) Approve the form and the content of the Notices as well as the dissemination of the Notices in accordance with Section 8.3.1 of the Settlement Agreement; and
 - (c) Approve the opt-out procedure and determine the opt-out deadline;
- [9] **CONSIDERING** that this Court was advised that Concilia Services Inc. consents to the requested appointment as claims administrator;
- [10] **CONSIDERING** the exchanges between the Court and counsel for the Parties;
- FOR THESE REASONS, THE COURT:**
- [11] **GRANTS** the Application for Pre-Approval Orders;

¹ A request similar to the application brought and June 8, 2018 order issued by this Court in the matter of Muraton vs. Toyota Canada Inc., 500-06-000825-162.

- [12] **DECLARES** that, except to the extent they are modified by this judgment, the definitions set out in the Settlement Agreement apply to and are incorporated into this judgment;
- [13] **APPROVES** the form and content of the Notices, substantially in the form attached to this judgment as Schedule 1, in their English and French versions;
- [14] **ORDERS** that the Notices shall be disseminated in accordance with the Notice Program described in Sections 8.3.1 and 8.3.2 of the Settlement Agreement and **APPROVES** said Notice Program;
- [15] **APPOINTS** Concilia Services Inc. as the claims administrator (the “**Claims Administrator**”) for the purposes of accomplishing the tasks that devolve to it pursuant to the Settlement Agreement and the present Orders;
- [16] **ORDERS** that in order to effectuate the Notice Program, the Claims Administrator is hereby permitted to verify the name and address of current and former registered owners (“**Ownership Information**”) of all Fiat 500 vehicles, model years 2012 to 2019 (“**Subject Vehicles**”) by Vehicle Identification Number (“**VIN**”) from the SOCIÉTÉ DE L’ASSURANCE AUTOMOBILE DU QUÉBEC (“**SAAQ**”), **AND FURTHER ORDERS** that the SAAQ shall provide this Ownership Information to the Claims Administrator, who shall keep this Ownership Information secure and safe;
- [17] **DECLARES** that this judgment constitutes a judgment compelling the production of information by the Defendant and the SAAQ within the meaning of applicable privacy laws;
- [18] **DECLARES** that the Defendant is authorized to provide the Claims Administrator with the names, addresses and VINs of Class Members for the purpose of executing the Notice Plan and facilitating the distribution process in accordance with the Settlement Agreement;
- [19] **ORDERS** that the Claims Administrator and the Parties shall maintain the confidentiality over and shall not share any of the information provided pursuant to this judgment with any other person, unless doing so is strictly necessary for executing the Notice Plan and/or facilitating the distribution process in accordance with the Settlement Agreement;
- [20] **ORDERS** that the Claims Administrator and the Parties shall use the information provided to it pursuant to this judgment for the sole purpose of executing the Notice Plan and facilitating the distribution process in accordance with the Settlement Agreement, and for no other purpose;
- [21] **ORDERS** that the Opt-Out Deadline shall be thirty (30) days following the date on which the Notices are sent to Class Members by regular mail, with the specific

- deadline to be clearly indicated in the Notice **AND FURTHER ORDERS** that no Class Member may opt out of this class action after the Opt-Out Deadline has passed;
- [22] **ORDERS AND APPROVES** the Opt-Out Procedure set out in Section 10.1.1 of the Settlement Agreement, namely that:
- (a) Any Class Member who wishes to be excluded from the class action must mail a written election to opt-out to the Court clerk of the Court at Superior Court of Québec, Class Action Division, Montréal Courthouse, 1 Notre-Dame Street East, Montréal, Québec, H2Y 1B6, with a copy sent to the Claims Administrator, by the Opt-Out Deadline (at 11:59 PM Eastern Time).
 - (b) The written election to opt-out must include the following information: (i) the Court docket number of the Action (500-06-000905-188); (ii) the Class Member's full name, current address, email address and telephone number; and (iii) a statement to the effect that the Class Member wishes to be excluded from the Action;
 - (c) Upon expiry of the Opt-Out Deadline, the Claims Administrator shall forward copies of any valid elections to opt-out of the Class to Class Counsel and Counsel for the Defendant;
- [23] **DECLARES** that Class Members who wish to object to the Court's approval of the Settlement Agreement must do so in the manner set out in the Notices attached to this judgment as Schedule 1, either by submitting a written objection on or before the date indicated in said Notices, which shall be at least ten (10) days prior to the settlement approval hearing, or by presenting their objection in person at the hearing;
- [24] **DECLARES** that the present judgment shall be declared null and without effect at the request of either Party if the Settlement Agreement is terminated pursuant to its provisions or if it is not approved by the Court;
- [25] **THE WHOLE** without legal costs.

THE HONOURABLE DOMINIQUE POULIN, J.S.C.

Mtre David Assor
LEX GROUP INC.
Attorneys for the Plaintiffs Carla Paciucci and Valérie Champagne

Mtre Erica Shadeed
Mtre Margaret Weltrowska
Dentons Canada LLP
Attorneys for the Defendant FCA Canada Inc.

Date of hearing: Judgment rendered based on the record and on exchange of emails.