

HP OfficeJet Printers Dynamic Security Canadian Settlement

RABIN V. HP CANADA CO. AND HEWLETT PACKARD (CANADA) CO.

PLEASE READ THIS NOTICE CAREFULLY AS IT MAY AFFECT YOUR LEGAL RIGHTS

www.hpprinterfirmwarelawsuitcanada.ca

PURPOSE OF THIS NOTICE

A Settlement has been reached with HP Canada Co. and Hewlett Packard (Canada) Co. (collectively “**HP**”) in a class action related to Dynamic Security, a technology HP incorporated in certain of its inkjet OfficeJet printers. The Plaintiff alleged that Dynamic Security caused printers to stop working if they were using certain non-HP replacement ink cartridges. Under the Settlement HP agrees to not reactivate Dynamic Security in the Class Printers and to pay a maximum of \$700,000 CAD following the receipt of valid individual claims. HP denies that it did anything wrong.

On January 21, 2019, the Superior Court of Quebec authorized the bringing of the national class action against HP for settlement purposes.

WHO IS INCLUDED?

You are a Class Member, and are included in the proposed Settlement, if you are a Canadian resident and owned a Class Printer **between March 1, 2015 and December 31, 2017**. The Class Printers are the following:

- HP OfficeJet Pro 6230
- HP OfficeJet 6812, 6815, 6820
- HP OfficeJet Pro 6830, 6835, 8610, 8615, 8616, 8620, 8625, 8630
- HP OfficeJet Pro X551dw, X451dn, X451dw, X576dw, X476dn, X476dw

WHAT CAN I GET?

To get compensation from the Settlement, you must be a Class Member who experienced a print interruption while using a non-HP replacement ink cartridge in a Class Printer **between March 1, 2015 and December 31, 2017**. You may get reimbursed for expenses you incurred as a result of the print interruption. If you provide documentation supporting your claim, these expenses may include the costs of a replacement cartridge, a replacement printer, or printing or printer repair services.

You can also submit a claim for out-of-pocket losses, without providing any documentation, if you spent time or money in response to this print interruption. Documented claims for out-of-pocket losses resulting from such print interruptions will be paid first. If the sum of all documented claims does not exceed the Settlement CAP of \$700,000, then undocumented claims will be paid up to a maximum compensation of \$50 per claim. However, if the sum of all undocumented claims at \$50 per claim, when added to the sum of all documented claims, exceeds the Settlement CAP, the undocumented claims will be proportionally reduced—i.e., the actual amount of each undocumented claim will be reduced according to the percentage by which the value of all such claims exceeds the Settlement CAP. All Claimants must timely submit a duly completed and valid claim form to be able to obtain any compensation.

Only one (1) claim per civic address will be considered by the Claims Administrator. If the Claimant wishes to present more than one (1) claim per civic address, the Claimant must provide the serial numbers for the printers at issue, unless HP already has product registration records indicating more than one printer for the same Claimant or same civic address.

Note: For all Claimants residing in the Province of Quebec, and according to the Law, there will be an automatic deduction from said Quebec claims of the portion due to the *Fonds d'aide aux actions collectives* (the Quebec Class Action Assistance Fund).

HOW DO I SUBMIT A CLAIM?

To get a compensation, you must submit a claim **no later than June 28, 2019**.

You can submit a claim online at **www.hpprinterfirmwarelawsuitcanada.ca**.

You can also submit a claim by email at info@hpprinterfirmwarelawsuitcanada.ca or by mail at Nelson P.O. Box 20187 – 322 Rideau Street, Ottawa ON K1N 5Y5. Mailed claim forms must be postmarked by Canada Post **no later than June 28, 2019**.

You can contact the Claims Administrator to request a paper claim form by calling toll-free 1-833-414-8039 or emailing info@hpprinterfirmwarelawsuitcanada.ca.

WHAT ARE MY OPTIONS?

If you wish to be excluded from the class action and therefore the Settlement, you must submit an Opt-Out Form to the Claims Administrator **no later than April 5, 2019**. If you submit a Claim Form or do nothing, you will be bound by the Settlement and will give up your right to sue HP about Dynamic Security. If you do not opt-out, you may comment on or object to the Settlement **no later than April 2, 2019**.

For more information, visit **www.hpprinterfirmwarelawsuitcanada.ca**.

THE COURT'S APPROVAL HEARING

The Court will hold a hearing **on April 17, 2019 at the Montreal Courthouse, room 2.08, at 9:30 AM** to consider whether to approve the Settlement. The Court will also consider requests by Class Counsel for HP to pay their attorneys' fees and costs, separately from the Settlement CAP of \$700,000. The date or time of the hearing may change. Visit **www.hpprinterfirmwarelawsuitcanada.ca** for updates.

ADDITIONAL INFORMATION

This is a summary. For more information about your rights and options, or to obtain a copy of the Settlement Agreement or Claim Form visit **www.hpprinterfirmwarelawsuitcanada.ca**. You may also contact the Claims Administrator as follows:

Epiq Class Action Services Canada Inc.
HP OfficeJet Printers Dynamic Security Canadian Claims Administrator
Nelson P.O. 20187 – 322 Rideau Street
Ottawa ON K1N 5Y5
Toll-Free Tel: 1-833-414-8039
Email: info@hpprinterfirmwarelawsuitcanada.ca

The Superior Court of Quebec authorized the publication of this Notice. This is not a solicitation from a lawyer.