



**DID YOU PURCHASE CRTS (CATHODE RAY TUBES), CRT  
TELEVISIONS OR CRT COMPUTER MONITORS  
BETWEEN MARCH 1, 1995 AND NOVEMBER 25, 2007?**

**IF SO, APPLY NOW TO RECEIVE MONEY FROM CLASS ACTION SETTLEMENTS  
THE DEADLINE TO APPLY TO RECEIVE A PAYMENT IS MARCH 1, 2019.**

**1. WHAT ARE THE CLASS ACTIONS ABOUT?**

Class action lawsuits were commenced in Ontario, British Columbia, and Quebec alleging that the defendants conspired to fix prices for CRTs and CRT Products sold in Canada (collectively the “CRT Proceedings”).

CRT is a type of display device that was commonly used in televisions and computer monitors. CRT has now largely been replaced by flat-panel technology, including LCDs and plasmas.

In this notice, “CRT” means cathode ray tubes, including colour picture tubes (CPT) and colour display tubes (CDT) that were purchased for inclusion in televisions or computer monitors.

“CRT Products” means CRTs, televisions containing CRTs and computer monitors containing CRTs.

**2. WHAT SETTLEMENTS HAVE BEEN ACHIEVED IN THE CLASS ACTIONS?**

Settlements were reached with the following groups of defendants:

<b>Defendants</b>	<b>Settlement Amount</b>
Chunghwa Picture Tubes Ltd. and Chunghwa Picture Tubes (Malaysia) SDN. BHD.	CDN\$2,000,000
Panasonic Corporation f/k/a Matsushita Electric Industrial Co. Ltd., Panasonic Corporation of North America, Panasonic Canada Inc., MT Picture Display Co., Ltd., Beijing Matsushita Color CRT Company, Ltd.	CDN\$4,150,000
Toshiba Corporation, Toshiba America Electronic Components Inc., Toshiba America Information Systems Inc., and Toshiba of Canada Limited	USD\$2,950,000
Hitachi Ltd., Japan Display Inc., f/k/a Hitachi Displays Ltd., Hitachi Asia, Ltd., Hitachi America, Ltd., Hitachi Electronic Devices (USA), Inc., and Hitachi Canada, Ltd.	USD\$2,050,000

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<b>Defendants</b>	<b>Settlement Amount</b>
LG Electronics, Inc., LG Electronics USA, Inc., LG Electronics Canada, LG Electronics Taiwan Taipei Co., Ltd.	CDN\$7,750,000
Koninklijke Philips Electronics N.V., Philips Electronics North America Corporation, Philips Electronics Ltd., Philips Electronics Industries (Taiwan) Ltd., Philips da Amazonia Industria Electronica Ltda.	CDN\$12,396,500
Samsung SDI Co., Ltd. (f/k/a Samsung Display Device Co.), Samsung SDI America, Inc., Samsung SDI Mexico S.A. de C.V., Tianjin Samsung SDI Co., Ltd., Shenzhen Samsung SDI Co. Ltd and Samsung SDI Brasil Ltda	CDN\$16,980,000

All of these settlements have received court approval. The settling defendants do not admit any wrongdoing or liability.

### **3. DISTRIBUTION OF SETTLEMENT FUNDS**

#### **A. Amount Available for Distribution**

The settlements achieved in this litigation total approximately CDN \$49.8 million. The aggregate settlement funds, plus any costs awards and interest, and less court approved legal fees, disbursements, administration expenses, and applicable taxes (“Net Settlement Amount”), are available for compensation to eligible Settlement Class Members (defined below). The Net Settlement Amount equals approximately CDN \$34.7 million.

The Ontario, British Columbia and Quebec courts approved a protocol for distributing the Net Settlement Amount. A copy of the distribution protocol is available at [www.crtclassactioncanada.ca](http://www.crtclassactioncanada.ca).

#### **B. Persons Eligible to Claim**

Settlement Class Members are eligible to file a claim. Settlement Class Members are all persons in Canada who purchased CRTs Products in Canada between March 1, 1995 and November 25, 2007, except the defendants and certain parties related to the defendants.

Settlement Class Members can claim with respect to all CRT Products purchased, regardless of the manufacturer or brand.

#### **C. How Settlement Funds will be Distributed**

The Net Settlement Amount will be distributed to eligible Settlement Class Members *pro rata* (proportionately) based on the value of the Settlement Class Member’s Notional Entitlement, as compared to the value of all qualifying Settlement Class Members’ Notional Entitlements. Because settlement benefits are being distributed *pro rata*, the amount payable to individual claimants will not be known until after the claims process is complete.

#### **D. Calculation of Notional Entitlement**

For the purpose of the distribution, a Settlement Class Member's Notional Entitlement will be calculated based on: (a) the Settlement Class Member's CRT Purchases; (b) the value of the CRT within the CRT Product, and (c) the categorization of the Settlement Class Member.

##### **(a) The Settlement Class Member's CRT Purchases**

"CRT Purchases" means the aggregate amount actually paid by Settlement Class Members for CRT Products between March 1, 1995 to November 25, 2007, less any rebates, discounts, delivery or shipping charges and taxes.

Where possible, Settlement Class Members will be able to rely on sales records provided by the defendants to establish their CRT Purchases. Settlement Class Members may also rely on their own purchase records.

Where a Settlement Class Member did not maintain proof of purchase, the Settlement Class Member can file a claim for up to two CRT Products. These claims are not subject to audit. The following values will be assigned for the purposes of determining the Settlement Class Member's CRT Purchases:

- Small CRT televisions (screen <30", measured diagonally) will be valued at \$500;
- Large CRT televisions (screen ≥30", measured diagonally) will be valued at \$1,620; and
- CRT monitors will be valued at \$320.

Where a Settlement Class Member provides proof of purchase of a bundle of products (i.e. a desktop computer) that includes a CRT monitor, and the proof of purchase does not provide a specific cost for the CRT monitor, the CRT monitor will be valued at \$320.

##### **(b) The Value of the CRT within the CRT Product**

For the purposes of calculating a Settlement Class Member's Notional Entitlement, the following values will be applied in order to account for the value of the CRT within the CRT Product, and the stronger liability and damages case for CRTs used in monitors:

- CRT Purchases that are attributable to CRT will be valued at 100%;
- CRT Purchases that are attributable to small CRT televisions (screen <30", measured diagonally) will be valued at 50%;
- CRT Purchases that are attributable to large CRT televisions (screen ≥30", measured diagonally) will be valued at 75%; and
- CRT Purchases attributable to CRT monitors will be valued at 85%.

(c) The Categorization of the Settlement Class Member

Settlement Class Members will be categorized into purchaser groups depending on their position in the distribution chain. Settlement Class Members can fall within multiple purchaser groups. The purchaser groups are as follows:

- Direct Purchaser End User: means a Settlement Class Member in respect of purchases of CRT Products for its own use and not for commercial resale direct from a defendant or an entity related to a defendant. CRT Purchases made in the capacity of a Direct Purchaser End User will be valued at 100%;
- Direct Purchaser Reseller: means a Settlement Class Member in respect of purchases of CRT Products for commercial resale direct from a defendant or an entity related to a defendant. CRT Purchases made in the capacity of a Direct Purchaser Reseller will be valued at 25%;
- Other End User: means a Settlement Class Member in respect of purchases of CRT Products for its own use and not for commercial resale, from an entity that is not a defendant or related to a defendant. CRT Purchases made in the capacity of an Other End User will be valued at 80%; and
- Other Reseller: means a Settlement Class Member in respect of purchases of CRT Products for commercial resale, from an entity that is not a defendant or related to a defendant. CRT Purchases made in the capacity of an Other Reseller will be valued at 15%.

(d) Sample Calculation

If a Direct Purchaser Reseller purchased \$100,000 worth of small CRT televisions, its Notional Entitlement for the purpose of determining its *pro rata* share of the Net Settlement Amount would be calculated as follows:

$$\text{\$100,000 (representing the CRT Purchases)} \times .5 \text{ (representing the value of the CRT within the CRT Product)} \times .25 \text{ (representing the categorization of the Settlement Class Member)} = \text{\$12,500}$$

Assuming the value of all qualifying Settlement Class Members' Notional Entitlement totalled \$10 million, this Settlement Class Member would be entitled to 0.125% (\$12,500/\$10 million) of the Net Settlement Funds.

These numbers do not reflect the actual amount to be paid to Settlement Class Members, but rather the value of their Notional Entitlement for the purpose of determining their prorata share in the Net Settlement Amount.

(e) Minimum Payments

Notwithstanding the above and subject to further order of the Ontario court, all Settlement Class Members with valid claims will receive a minimum payment of \$20. The \$20 valuation target is not an estimate of any damages suffered. It is a minimum administrative threshold designed to maintain a feasible economic and administrative platform for the settlement distribution.

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#### 4. APPLYING TO RECEIVE A PAYMENT

(a) Filing a claim

Settlement Class Members who wish to apply for compensation under the settlements must apply no later than March 1, 2019. Claims that are not made before the deadline may not be eligible for compensation. You can apply online to receive a payment at [www.crtclassactioncanada.ca](http://www.crtclassactioncanada.ca). If you do not have internet access, but wish to apply to receive a payment, please contact the claims administrator at 1-866-537-7270.

(b) Proof of Purchase and Undocumented Claims

**Relying on defendants' data:** Where possible, Settlement Class Members will be able to rely on the defendants' sales records to establish their purchases. This information will be provided by email or letter by the claims administrator and will be pre-populated on the online claims portal. Settlement Class Members who exclusively rely on defendants' sales data to substantiate their claims will not be subject to audit and will not be required to provide proof of purchase (unless fraud is suspected).

**Relying on personal purchase records:** Where sales data is not available and/or a Settlement Class Member claims for purchases of CRT Products in addition to those substantiated by the defendants' data, the Settlement Class Member must provide a declaration attesting to: (a) the type of CRT Products purchased, (b) the value of the CRT Products, and (c) the capacity in which the CRT Products were purchased. If a Settlement Class Member's claim is selected for audit, the Settlement Class Member will be required to provide proof of purchase. Details respecting the audit process and ways to provide proof of purchase are included in the Distribution Protocol found at [www.crtclassactioncanada.ca](http://www.crtclassactioncanada.ca).

**Extrapolating purchases:** Where a Settlement Class Member has purchase records for CRT Purchases for at least two years between March 1, 1995 and November 25, 2007, or a defendant provided purchase information in respect of a Settlement Class Member for at least two years between March 1, 1995 and November 25, 2007, the Settlement Class Member can use such records to extrapolate its CRT Purchases for the remainder of the period between March 1, 1995 and November 25, 2007. If audited, the Settlement Class Member will be required to provide a declaration explaining the basis for and calculation of the extrapolation.

**Undocumented purchases:** Recognizing that some Settlement Class Members will not have retained proof of purchase, Settlement Class Members can file claims in respect of up to two CRT Products that are not supported by documentary proof of purchase. Where a Settlement Class Member has filed a claim not supported by documentary proof of purchase or the proof of purchase does not disclose the value of the CRT Product, the CRT Product will be assigned the values listed in Part 3(D)(a) above. These claims are not subject to audit and no proof of purchase will be required (unless fraud is suspected).

#### 5. CLAIMS ADMINISTRATOR

The courts have appointed RicePoint Administration (an independent third-party) to receive and review claims, make determinations in respect of direct payment benefits, and issue payments to eligible class members.

Questions regarding the claims process should be directed to RicePoint Administration at 1-866-537-7270 or [crtclassaction@ricepoint.com](mailto:crtclassaction@ricepoint.com).

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## **6. CLASS COUNSEL AND LEGAL FEES**

The law firm of Siskinds <sup>LLP</sup> represents Settlement Class Members in Ontario, and in provinces other than British Columbia or Quebec, as well as corporations of more than 50 employees in Quebec. Siskinds <sup>LLP</sup> can be reached at:

Telephone (toll free): 1-800-461-6166 ext. 2455  
Email: [crtclassaction@siskinds.com](mailto:crtclassaction@siskinds.com)  
Mail: 680 Waterloo Street, London, ON N6A 3V8 Attention: Charles Wright

The law firm of Camp Fiorante Matthews Mogerman represents Settlement Class Members in British Columbia. British Columbia Class Counsel can be reached at:

Telephone: 604-689-7555  
Email: [jwinstanley@cfmlawyers.ca](mailto:jwinstanley@cfmlawyers.ca)  
Mail: #400 - 856 Homer Street, Vancouver, BC V6B 2W5 Attention: Jen Winstanley

The law firm of Siskinds Desmeules s.e.n.c.r.l. represents individuals and corporations of 50 or less employees who are Settlement Class Members in Québec. Québec Class Counsel can be reached at:

Telephone: 418-694-2009  
Email: [recours@siskindsdesmeules.com](mailto:recours@siskindsdesmeules.com)  
Mail: Les Promenades du Vieux-Québec, 43 rue De Buade, bureau 320, Québec City, QC G1R 4A2 Attention: Caroline Perrault

You do not need to pay out-of-pocket for the lawyers working on the class actions. The lawyers were paid from the settlement funds in the amount approved by the courts.

## **7. QUESTIONS ABOUT THE SETTLEMENTS**

More information about the settlements, the distribution of the settlement funds and the claims process is available online at [www.crtclassactioncanada.ca](http://www.crtclassactioncanada.ca), by email at [crtclassaction@ricepoint.com](mailto:crtclassaction@ricepoint.com) or by calling toll-free 1-866-537-7270.

## **8. INTERPRETATION**

This notice contains a summary of some of the terms of the settlement agreements and the distribution protocol. If there is a conflict between the provisions of this notice and the settlement agreements (including the appendices) and/or the distribution protocol, the terms of the settlement agreements and/or distribution protocol shall prevail.