

**CAR2GO CLASS ACTION
NOTICE OF CERTIFICATION AND SETTLEMENT APPROVAL**

Read this notice carefully as it may affect your rights.

THIS NOTICE IS DIRECTED TO:

All individuals residing in British Columbia, Alberta, Ontario and Quebec who purchased car-sharing services from car2go Canada Ltd. for personal, family or household purposes and paid a Driver Protection Fee between June 1, 2015 and February 29, 2020 (“**Class Members**”).

I. Nature of the Class Action

On May 22, 2020, a proposed class action was commenced against car2go Canada Ltd., car2go N.A. LLC, car2go N.A. Holding Inc., car2go Deutschland GmbH, Share Now GmbH, and Daimler Mobility Services GmbH (collectively referred to as the “**Defendants**”) in the Supreme Court of British Columbia, *Yonah Dwor, Derek Gee and Chon-Kin Benjamin Chu v. car2go Canada Ltd., car2go N.A. LLC, car2go N.A. Holding Inc., car2go Deutschland GmbH, Share Now GmbH, and Daimler Mobility Services GmbH* (Supreme Court of British Columbia, Action No. S-205424, Vancouver Registry) (the “**Action**”).

The Action was brought on behalf of Class Members alleging that in their collection of a “Driver Protection Fee”, the Defendants breached consumer protection legislation, the common law of unjust enrichment, section 52 of the *Competition Act*, RSC 1985, c. C-34, and section 380(2) of the *Criminal Code*, RSC 1985, c C-46.

II. Settlement

The parties have reached a settlement of the Action, without an admission of liability on the part of the Defendants which has been approved by the Supreme Court of British Columbia (“**Settlement**” or “**Settlement Agreement**”).

The Defendants are obliged to fund up to CAD \$1,000,000 to effectuate the settlement, inclusive of class counsel fees, taxes and disbursements, and distributed amounts to Class Members, any cy près donation, and administration and notice expenses. For more information on the claims procedure, please see the distribution protocol posted at <http://www.mnp.ca/car2gosettlement>.

On September 20, 2021, the Honourable Mr. Justice Crossin of the Supreme Court of British Columbia certified the action by consent order and approved the settlement agreement as being fair, reasonable and in the best interests of class members. He also approved Class Counsel fees of 33.33% of the settlement amount, disbursements of \$8,845.09, and an honourarium to the representative plaintiffs of \$1,500 each.

This Settlement resolves the Action for all Class Members as against the Defendants. A full release of all claims in the Action has been granted to the Defendants. This Settlement represents a resolution of disputed claims and the Defendants do not admit any wrongdoing or liability.

If you do not wish to participate in and be bound by the terms of the Settlement, you must complete an Opt-Out Form by the Opt-Out Deadline pursuant to the opt-out procedure set out in Section IV below.

III. Distribution of Settlement Amount

The Settlement Amount will be distributed to Class Members according to the Distribution Protocol available at <http://www.mnp.ca/car2gosettlement>.

IV. Opt-Out Procedure

If you do not want to participate in the Action, you must complete and send an Opt-Out Form by November 24, 2021 (the “**Opt-Out Deadline**”) to the Class Counsel at the addresses above.

If you opt-out by the Opt-Out Deadline, you may be able to bring your own lawsuit against the Defendants, but you will not be entitled to participate in the Settlement.

Opt-Out Forms are available at <http://www.mnp.ca/car2gosettlement> or by contacting Class Counsel at the contact information provided above. All Class Members will be bound by the terms of the Settlement, unless they opt-out of the Class Action.

V. Questions about the Settlement

This notice contains only a summary of the Settlement and Class Members are encouraged to review the complete Settlement Agreement. If you have questions that are not answered online, please contact the appropriate Class Counsel identified below. The law firms Good Barrister, Evolink Law, and Hammerco Lawyers represent Class Members in the Action. They can be reached at:

Hammerco Lawyers
400-2233 Columbia Street
Vancouver, BC V5Y 0M6
Email: car2go@hammerco.ca

VI. Interpretation

This notice contains a summary of some of the terms of the Settlement Agreement. If there is a conflict between the provisions of this notice and the Settlement Agreement including the Schedules to the Settlement Agreement, the terms of the Settlement Agreement and/or the Court orders shall prevail.

VII. Additional Information

This notice is given to you on the basis that you may be a Class Member whose rights could be affected by the Action. This notice should not be understood as an expression of any opinion of the Courts as to the merits of any claim or defences asserted in the Action. Its sole purpose is to inform you of the Action so that you may decide what steps to take in relation to it.

INQUIRIES SHOULD NOT BE DIRECTED TO THE COURTS.

THIS NOTICE HAS BEEN APPROVED BY THE SUPREME COURT OF BRITISH COLUMBIA
