

## Short-Form Notice

### **PROPOSED CLASS ACTION SETTLEMENT**

DID YOU PURCHASE RANDOM-ITEM LOOT BOXES IN  
*ROCKET LEAGUE* OR *FORTNITE*?

THIS NOTICE MAY AFFECT YOUR LEGAL RIGHTS

A class action settlement has been reached in *Johnston v. Epic Games Inc et al*, S.C.B.C. No. VLC-S-S-220088. The action was certified by the Supreme Court of British Columbia. This class action settlement also resolves the claims against Epic in the Quebec action *Gabriel Bourgeois c. Electronic Arts et al.*, Court File No. 500-06-001132-212.

The settlement is a compromise of disputed claims and is not an admission of liability, wrongdoing or fault by any of the defendants. The proposed settlement is subject to the approval of the Court.

The class action has been certified on behalf of “All natural persons in Canada, and their guardians or estates, who purchased random-item loot boxes in *Rocket League* or *Fortnite*”.

The Court has appointed Glenn Johnston as the representative plaintiff.

For the payment of CAD\$2,750,000, the Class will release the defendants from all claims raised in the legal proceedings. A compensation fund will be established to compensate Class members. The remaining settlement funds, after distribution of funds to the Eligible Class Members, payment of Claims Administrator, payment of Class Counsel fees, expenses, and any honourarium to the plaintiff, will be donated to charitable organizations approved by the Court.

The representative plaintiff has entered into a contingency fee agreement with class counsel for the legal work providing for a maximum fee of 25%. Class Counsel will seek approval of their fees at or after the settlement approval hearing. The court will determine the amount to be paid to class counsel for legal fees and disbursements.

You are automatically included in the Class, and will be bound by the settlement if approved by the Court, unless you opt-out. If you do not want to be part of the lawsuit, you must opt-out of the proceeding by delivering an opt out form to Class Counsel by no later than **Wednesday January 11, 2023**.

For members of the Class that wish to object to the settlement, Distribution Protocol, Class Counsel fees or the honouraria to the plaintiff, you must notify Class Counsel no later than **Wednesday January 11, 2023**, in the manner set out in the long form notice.

If you are a Class Member and you do nothing, you will remain in the Class. You may make a claim for compensation if the Settlement is approved and you will lose any right to sue in relation to the released claims described in the Settlement Agreement.

**How Do I Claim Compensation?** If you are a Settlement Class Member, to ask for compensation, you must:

- (1) provide your e-mail address at <https://www.epiclootboxsettlement.ca> by 5:00 pm Eastern on **Wednesday January 11, 2023** and
- (2) complete and submit an online Claim Form which will be sent to you at the email address you provided in step (1) above by the **date indicated in the Claim Form** attesting to its contents under penalty of perjury.

Class Counsel are Slater Vecchio LLP and Mathew P Good Law Corporation.

More information on the settlement (including the opt-out form, and Settlement Agreement) is available at <https://www.epiclootboxsettlement.ca>.

This notice has been authorized by the Supreme Court of British Columbia.