



**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE) WEDNESDAY, THE 13TH
MR. JUSTICE PERELL) DAY OF MARCH, 2024

BETWEEN:

NATALIA KARASIK, RAHUL SURYAWANSHI, and ELIE CHAMI

Plaintiffs

-and-

YAHOO! INC. and YAHOO! CANADA CO.

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER
(Settlement Implementation and Further Fee Approval)**

THIS MOTION made by the plaintiffs for an Order: giving directions regarding the settlement and approving additional class counsel fees and disbursements, was heard this day at Toronto, Ontario.

ON BEING ADVISED of the defendants' consent;

AND ON READING the materials filed, including the motion record of the plaintiffs;

AND ON HEARING the submissions of counsel for the plaintiffs and counsel for the defendants:

1. **THIS COURT ORDERS** that this Order incorporates herein, and makes a part hereof, the Settlement Agreement attached hereto as **Schedule "1"**. Unless otherwise provided herein, the definitions set out in the Settlement Agreement

apply to this Order.

Settlement Implementation

2. **THIS COURT ORDERS AND DECLARES** that the Claims Administrator's outstanding accounts from the first round of notice, in the amount of \$296,362.39 be paid out of the settlement fund.

3. **THIS COURT ORDERS AND DECLARES** that the Claims Administrator is to provide notice of the claims process to the class in the manner set forth in their proposal, which is attached as Exhibit "J" to the Affidavit of Sumaiya Ahkter, sworn February 23, 2024.

4. **THIS COURT ORDERS** that the notice of the claims process attached hereto as **Schedule "2"**, constitutes reasonable notice to the class.

5. **THIS COURT ORDERS** that the expenditure of approximately \$157,480.00 in order to give a second round of notice is approved.

6. **THIS COURT ORDERS** that the claims period shall be six months and will commence thirty days after notice is first circulated to the class.

7. **THIS COURT ORDERS AND DECLARES** that if a Class Member does not submit a Claim on or before the deadline(s) set out in this order the Class Member shall be forever barred from participating in the Settlement Fund but shall, in all other respects, be bound by terms of this Order and they cannot apply for an extension of time.

Law Foundation Levy and Fee Approval

8. **THIS COURT ORDERS AND DECLARES** that Class Counsel shall receive additional fees in the amount of \$541,869.22 before taxes (\$612,312.22 inclusive of taxes) and \$1,905.43 in disbursements for work performed since the settlement approval up to the date of this order as well as for responding to further

inquires and helping Class Members through the claims process once the second round of notice is distributed.

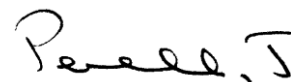
9. **THIS COURT ORDERS AND DECLARES** that Class Counsel shall receive interest on the fees awarded to them in this Court's February 9, 2021 order in the amount of \$320,301.01.

10. **THIS COURT ORDERS AND DECLARES** that 10% of the Settlement Fund, net of Legal Fees, applicable taxes and Disbursements, will be payable as a levy to the Law Foundation of Ontario together with disbursements incurred, to be determined once the full cost of claims administration is known.

Other Matters

11. **THIS COURT ORDERS** that Class Counsel, the defendants and/or the Claims Administrator may make a motion to the Court for directions necessary to administer the settlement of this Action or to authorize payment to the Class Members and/or for any other disbursements.

12. **THIS COURT ORDERS AND DECLARES** that RicePoint will file with the Canada Revenue Agency any trust returns required on the net settlement fund transferred to RicePoint and RicePoint is hereby authorized to pay any amounts owing to Canada Revenue Agency from the Settlement Trust and any cost associated with this payment(s).



The Honourable Mr. Justice Perell