

ARCTIC CAT AND YAMAHA NATIONAL CLASS ACTION SETTLEMENT OPT-OUT FORM

HARVEY V. ARCTIC CAT INC. ET AL. (200-06-000225-188)

www.ArcticCatYamahaNationalClassAction.ca

If you do NOT wish to participate in the National Settlement Agreement, the deadline to opt out of the Class Action is **April 21, 2021**.

This is NOT a Claim Form - Consequences of opting out – PLEASE READ CAREFULLY

By completing and returning this Opt-Out Form as set out below, you are choosing:

- 1) **Not** to take part in the National Settlement Agreement;
- AND**
- 2) **Not** to participate in any of the Settlement Benefits that may become available to Settlement Class Members as part of the National Settlement Agreement.

In order to be valid, this Opt-Out Form must be **fully completed, signed and timely submitted**.

This is your **only opportunity to opt out** of the National Settlement Agreement and of the Class Action.

If you submit this Opt-Out Form you will NOT be bound by the National Settlement Agreement or the releases in the National Settlement Agreement, but you will also NOT be entitled to participate in any of the Settlement Benefits that may become available to Settlement Class Members as part of the National Settlement Agreement. You will also NOT be entitled to participate in any way in the approval process of the National Settlement Agreement.

For the purposes of this Opt-Out Form, the following definitions apply:

“National Settlement Agreement” means the agreement between the Plaintiff and the Defendants to settle the Class Action, a copy of which is available at www.ArcticCatYamahaNationalClassAction.ca.

“Settlement Benefits” means the benefits that may become available to Settlement Class Members as part of the National Settlement Agreement.

“Settlement Class” means the class of persons defined by Plaintiff in the Class Action, as reproduced below.

Generally speaking, a **Settlement Class Member** is a person in Canada having purchased and/or rented a snowmobile with a 7000 or 1049cc engine designed, developed, manufactured, commercialised and/or sold by one of the Defendants.

The snowmobiles are the following models, for the **years 2014 to 2018**:

From Arctic Cat		From Yamaha
ZR 7000 LXR	XF 7000 Cross Country	The Viper series
ZR 7000 Sno Pro	XF 7000 Crosstour	
ZR 7000 Limited	XF 7000 High Country	
ZR 7000 El Tigre	XF 7000 Limited	
ZR 7000 RR	XF 7000 LXR	
Pantera 7000	XF 7000 Sno Pro	
Pantera 7000 Limited	XF 7000 Cross Country Sno Pro	
M 7000 Sno Pro		

SECTION A – CLASS MEMBER NAME AND CONTACT INFORMATION

(*Indicates required fields)

First Name*

Last Name*

Complete Street Address*

City*

Province*

Country*

Postal Code*

Telephone Number*

Email

SECTION B – SNOWMOBILE INFORMATION

(*Indicates required fields)

Model*

Year*

Serial Number*

Date of Purchase or Lease (MM/DD/YYYY) *

Name of Vendor*

SECTION C – DECLARATION

I wish to opt out of the National Settlement Agreement and of the Class Action *Laury Harvey v. Arctic Cat Inc., Arctic Cat Sales Inc., Yamaha Motor Canada Ltd. and Yamaha Motor Corporation, U.S.A.* (No. 200-06-000225-188).

I understand that by submitting this Opt-Out Form:

- I will NOT be able to participate in any way in the Class Action.
- I will NOT receive any Settlement Benefits under the National Settlement Agreement but will not be bound by the National Settlement Agreement.

Signature

Date (MM/DD/YYYY)

To be considered timely, this Opt-Out Form **must** be filed with the Court or postmarked **no later than April 21, 2021** and, if sent by mail or messenger to the Claims Administrator, be received **no later than May 6, 2021**

Arctic Cat Yamaha National Class Action Settlement Claims Administrator

P.O. Box 507 STN B

Ottawa ON K1P 5P6

Email: info@ArcticCatYamahaNationalClassAction.ca

Telephone: 1-833-683-5866

Fax: 1-866-262-0816

For **Québec residents**, the fully completed Opt-Out Form **must also** be returned directly to the address below within the same deadlines mentioned above:

The Clerk of Superior Court of Québec

300 Boulevard Jean Lesage

Québec QC G1K 8K6

For more information on the National Settlement Agreement and the Class Action, please visit

www.ArcticCatYamahaNationalClassAction.ca