

# ARCTIC CAT AND YAMAHA NATIONAL CLASS ACTION SETTLEMENT

## SETTLEMENT NOTICE (SHORT FORM)

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

**[www.ArcticCatYamahaNationalClassAction.ca](http://www.ArcticCatYamahaNationalClassAction.ca)**

THIS NOTICE MAY AFFECT YOUR LEGAL RIGHTS. PLEASE READ CAREFULLY.

### WHAT IS THIS CLASS ACTION ABOUT

If you purchased or leased a snowmobile with a 7000 or 1049cc engine of the following models, for the **years 2014 to 2018**, your rights are affected by a national class action settlement and by this notice:

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

(collectively, the "Affected Snowmobiles")

A national class action lawsuit was commenced in Québec (the "Class Action") against Arctic Cat and Yamaha (the "Defendants") in relation to the Affected Snowmobiles.

A national settlement has been reached and approved by the Québec Superior Court whereby all claims by those who purchased or leased the Affected Snowmobiles are settled (the "NSA"). A full copy of the NSA is available at **[www.ArcticCatYamahaNationalClassAction.ca](http://www.ArcticCatYamahaNationalClassAction.ca)**.

You are included in the Class Action and bound by the NSA if, not having opted-out, you purchased or leased an Affected Snowmobile.

**You may no longer opt-out or object to the NSA. Advancing a claim under the NSA are the only remedies and relief the Settlement Class Members have in relation to the Class Action.**

## THE SETTLEMENT BENEFITS

You may submit a claim **no later than March 9, 2022** if prior to **September 14, 2020**:

- 1) you had the control unit of the starter reprogrammed under Arctic Cat's Service Bulletin BS201506 or Service Bulletin BS201706, or Yamaha's Service Bulletin S15-015 or Service Bulletin S16-080 for any Affected Snowmobile; or
- 2) you incurred Compensable Out-of-Pocket Expenses, namely snowmobile towage expenses, transportation expenses, accommodation expenses, food and beverage expenses or costs for a Starter Repair, as a result of a Starter Deficiency.

Please visit at **www.ArcticCatYamahaNationalClassAction.ca** or contact the Claims Administrator to obtain the Claim Form and more information about:

- a) Submitting a claim;
- b) The information you will have to provide;
- c) A full description of the settlement benefits.

In order to determine whether you are entitled to receive Repair Work Credit under Category 2, go to the tab "Check Your Vehicle Identification Number" on the website **www.ArcticCatYamahaNationalClassAction.ca** to see if your snowmobile is included as an Affected Snowmobile in the NSA (part of the "List of Category 2 Eligible VINs"). You will need to provide the Vehicle Identification Number (**VIN**) of your snowmobile to complete the search.

### **If your VIN is not included in the List of Category 2 Eligible VINs:**

If your snowmobile is currently **not** included in the List of Category 2 Eligible VINs and you nonetheless seek recognition of an entitlement to receive a Credit under Category 2 Claims, you have until **November 8, 2021** to send the Claims Administrator an email requesting to be added to the List of Category 2 Eligible VINs by providing the VIN of each Affected Snowmobile. If an entitlement to any such Credit is confirmed by the Claims Administrator, the List of Category 2 Eligible VINs will be updated accordingly.

Also, if you currently own or lease an Affected Snowmobile that has not reached a Maximum Distance Traveled of 30,000 kilometers, you may contact any of the Authorized Dealers listed at **www.ArcticCatYamahaNationalClassAction.ca** to have the control unit of the starter reprogrammed under Arctic Cat's Service Bulletin BS201810 or Yamaha's Service Bulletin S18-067 installed, **free of charge**, for each Affected Snowmobile you own or lease, **no later than November 9, 2023**.

There will be no further notice in relation to the settlement of the class action.

### **DO YOU REQUIRE MORE INFORMATION?**

To obtain more information about the Class Action, the NSA, this notice and the topics above, visit **www.ArcticCatYamahaNationalClassAction.ca**, which will be periodically updated.

To communicate with the **Claims Administrator**:

Arctic Cat Yamaha National Class Action  
Settlement Claims Administrator  
P.O. Box 507 STN B  
Ottawa ON K1P 5P6  
Email: [info@ArcticCatYamahaNationalClassAction.ca](mailto:info@ArcticCatYamahaNationalClassAction.ca)

Telephone: 1-833-683-5866  
Fax: 1-866-262-0816

To communicate with **Class Counsel**, the lawyers who are advancing the Class Action:

SISKINDS, DESMEULES, AVOCATS  
Attention: Mtre Karim Diallo  
43 Buade Street – Office 320