

**NOTICE TO MEMBERS OF A CLASS ACTION AGAINST UBER CANADA INC.,  
UBER TECHNOLOGIES INC., UBER B.V., UBER OPERATIONS B.V. ET UBER  
PORTIER B.V.  
500-06-000902-185**

**HAVE YOU EVER USED ONE OF UBER'S APPLICATIONS?  
IF SO, A CLASS ACTION MAY CONCERN YOU  
PLEASE READ THIS NOTICE CAREFULLY**

**AUTHORIZED CLASS ACTION**

On September 28, 2021, the Honourable Justice Gary D.D. Morrison of the Quebec Superior Court, district of Montreal, authorized a class action against the defendants Uber Canada inc., Uber Technologies inc., Uber B.V., Uber Operations B.V. et Uber Portier B.V. (“Uber”) following the October 2016 hacking.

**ARE YOU A MEMBER OF THE CLASS?**

The class action has been authorized on behalf of persons belonging to the following subclasses (collectively the “Class”):

*“All persons residing in Quebec who, as users, provided Uber with personal information that was collected, held, retained and used by Uber and disclosed and/or made accessible without authorization to a third party in October of 2016”*

*“All persons residing in Quebec who, as drivers, provided Uber with personal information that was collected, held, retained and used by Uber and disclosed and/or made accessible without authorization to a third party in October of 2016”*

**SUMMARY OF CLASS ACTION**

The class action follows the hacking of Uber in October 2016. The plaintiff alleges that on this occasion, personal information of the Class members (i.e. information collected, held, retained and used by Uber) was made accessible to two hackers, through a cloud provider’s servers which were used by Uber to hold and retain this information.

The allegations brought by the plaintiff against Uber and for which damages are claimed concern breaches in the protection of Class members' personal information, including the unauthorized

use of a cloud provider's servers to hold and retain the information and the intentional concealment of the information hacking for over a year.

## **THE PRINCIPLE CLAIMS**

The principle claims in this class action are as follows:

**CONDEMN** the Defendants, solidarily, to pay the Plaintiff and each Class Member **non-pecuniary damages**, in an amount *à parfaire* at trial;

**CONDEMN** the Defendants, solidarily, to pay the Plaintiff and each Class Member **pecuniary damages**, in an amount *à parfaire* at trial;

**CONDEMN** the Defendants to pay the Plaintiff and the Class Members the amount of \$10,000,000 as **punitive damages**, in an amount *à parfaire*.

## **AUTOMATIC INCLUSION**

You are automatically included in the class action if you are a member of the Class described above. You therefore do not have to do anything at this time if you wish to be represented by Pierre-Olivier Fortier and his attorneys. If you do nothing, you will be bound by any judgments rendered in this case, whether favourable or unfavourable. A Class Member other than a representative or an intervenor cannot be called upon to pay the legal costs of a class action.

## **HOW TO BE EXCLUDED FROM THIS CLASS ACTION?**

If you do not wish to be represented by Pierre-Olivier Fortier and bound by the judgments which will be rendered in connection with this class action, you must exclude yourself from the class action by notifying in writing, by registered mail the clerk of the Superior Court of the district of Montreal before the expiry of the exclusion period: June 29, 2022.

## **STAY INFORMED**

If you think you are a member of the class action and would like to receive information on the progress of the case, you are invited to contact the plaintiff's attorneys. **Communications shall be free of charge, confidential and protected by professional secrecy:**

Me Caroline Biron ([cbiron@woods.qc.ca](mailto:cbiron@woods.qc.ca))  
Me Carolan Villeneuve ([cvilleneuve@woods.qc.ca](mailto:cvilleneuve@woods.qc.ca))

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A detailed notice relating to this class action, containing amongst other, the instructions for the exclusion of a member, is available at the registry of the Superior Court and on the website <https://www.classactions.ca>. In the event of any discrepancy, the detailed notice prevails.

**THE PUBLICATION OF THIS NOTICE HAS BEEN ORDERED BY THE COURT**

**May 30, 2022**