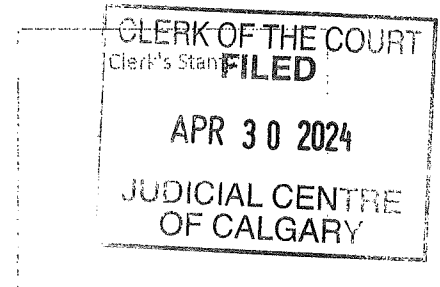


COURT FILE NUMBER 1701-04755  
COURT COURT OF KING'S BENCH OF ALBERTA  
JUDICIAL CENTRE CALGARY  
PLAINTIFF N.B.  
DEFENDANTS PHILIP HEEREMA, CALGARY EXHIBITION AND STAMPEDE LIMITED, and CALGARY STAMPEDE FOUNDATION



DOCUMENT **ORDER RE FIRST NOTICE APPROVAL**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **JENSEN SHAWA SOLOMON DUGUID HAWKES LLP**  
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Fax: 403-571-1528  
File: 13652-001

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DATE ON WHICH ORDER WAS PRONOUNCED: April 30, 2024

LOCATION OF HEARING OR TRIAL: Calgary, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice P.R. Jeffrey

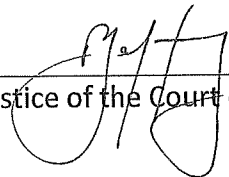
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**UPON THE APPLICATION** of the Plaintiff for an Order approving the form and content of the notice of hearing for settlement approval and class counsel fee approval (the **Notices**) and the method of dissemination of the Notice; **AND UPON** reviewing the materials filed, including the Settlement Agreement dated as of April 26, 2024 (the **Settlement Agreement**), and on hearing submissions of counsel for the Plaintiff and counsel for the Defendants, Calgary Exhibition and Stampede Limited, and Calgary Stampede Foundation (the **Stampede Defendants**); **AND UPON** noting the consent of the Stampede Defendants;

**IT IS HEREBY ORDERED THAT:**

1. The Plan of Notice set out in Appendix "A" is approved.
2. The Class Members shall be given notice of the hearing for settlement approval and class counsel fee approval in substantially the forms of the Notices set out in Appendix "B".
3. The Stampede Defendants shall provide to Class Counsel a complete list, to the extent available from its records, of the names of all known Class Members, including their names, last known mailing and/or email address, the dates of attendance at / involvement with the Young Canadians, to the extent such information is available (the **Class Member List**).
4. Class Counsel may edit the Class Member List to add the current contact information for any Class Members who have contacted Class Counsel.
5. Class Counsel shall use the information in the Class Member List for the sole purpose of effecting the Plan of Notice and completing the settlement as contemplated in the Settlement Agreement, and for no other purpose.
6. This Order constitutes an order compelling the production of personal information by the Stampede Defendants within the meaning of any applicable privacy laws, including common law, statutes, and regulations in relation to the disclosure of personal information, and that the Stampede Defendants are released from any and all obligations pursuant to any such applicable privacy laws, in relation to the disclosure of personal information required by this Order.
7. This Order does and is deemed to comply with any requirement under applicable privacy laws for the Stampede Defendants to provide any notice to persons of disclosure of the information required by this Order without consent.

8. No person may bring any action or take any proceeding against the Stampede Defendants, Class Counsel, or any of their respective past and current officers, directors, employees, parents, subsidiaries, agents, partners, associates, representatives, predecessors, successors, beneficiaries or assigns for any matter in any way relating to the implementation of the terms of the Notice Plan.

  
Justice of the Court of King's Bench of Alberta

## APPENDIX "A"

### A. Notice of Proposed Settlement and Approval Hearing

1. Class Counsel will deliver the Notice of Settlement Agreement Approval Hearing by email to any Class Member who has provided Class Counsel with their email address.
2. Class Counsel will publish a national press release in English advising of the proposed settlement, briefly outlining the key features of the settlement, advising of the right to participate in the settlement approval process, including the right to object to the settlement, and will include a link to the Notice of Settlement Agreement Approval on Class Counsel's web page dedicated to this proceeding.
3. Class Counsel will arrange publication of the Notice of Settlement Agreement Approval Hearing in the Globe and Mail, the National Post, the Calgary Herald, and the Calgary Sun once each, or as many times as directed by the Court.
4. Class Counsel will post the Notice of Settlement Agreement Approval Hearing as well as a copy of the Settlement Agreement, and general information about the Settlement on its website: <https://jssbarristers.ca/class-actions/philip-heerema-and-calgary-stampede-foundation/>
5. Class Counsel will post a link to the Notice of Settlement Agreement Approval Hearing and the executed Settlement Agreement, on the Class Counsel's social media accounts, once each, or as many times as may be directed by the Court.
6. The Stampede Defendants will post a link to the Notice of Settlement Approval Hearing and the executed Settlement Agreement, on all Stampede Defendant social media accounts, including without limiting the foregoing, the Calgary Stampede Instagram account, the Young Canadians Instagram account, and any LinkedIn pages, with removal to occur no earlier than May 30, 2024 or 30 days after the Notice of Settlement Approval Hearing.
7. Class Counsel and counsel for the Stampede Defendants shall send the Notice of Settlement Agreement Approval Hearing by email or email to any person who requests it.
8. Class Counsel will publish the Notice of Settlement Agreement Approval Hearing on the Canadian Bar Association Class Action Database at <https://www.cba.org/Publications-Resources/Class-Action-Database> .

## **B. Notice of Settlement Approval**

1. Immediately following the execution of this Settlement Agreement, the Stampede Defendants shall provide to Class Counsel the Class Member List which will include list of all known Class Members, including their names, last known mailing addresses and email addresses, the dates of their involvement with the Young Canadians, and the capacity of their involvement, to the extent such information is available and known to the Stampede Defendants.
2. Class Counsel will update the addresses for any Class Members who have been in direct contact with Class Counsel, and remove all entries for individuals who have opted out of the class action. Class Counsel will provide the edited Class Member List to the Claims Administrator.
3. Class Counsel will publish a national press release in English advising of the settlement approval, and include links to Class Counsel and the Claims Administrator's web page dedicated to this proceeding.
4. Class Counsel will arrange publication of the Notice of Settlement Agreement Approval Hearing in the Globe and Mail, the National Post, the Calgary Herald, and the Calgary Sun once each, or as many times as directed by the Court.
5. Class Counsel will deliver:
  - (i) the short-form Settlement Notice and Claim Form by email to Class Members whose email address is listed on the edited Class Member List; and
  - (ii) the short-form Settlement Notice, and Claim Form by regular mail to all other Class Members, for whom Class Counsel has a mailing address, listed on the edited Class Member List.
5. The Claims Administrator or Class Counsel will provide a paper version of the Claim Form to any Class Member who requests one, and will post the electronic version of the Claim Form on their webpages dedicated to this Action.
6. Class Counsel and the Claims Administrator will post the short-form and long-form Settlement Notices in English on their firm website and the webpages dedicated to this Action, along with a brief update advising of key terms of the settlement, and explaining the procedure for making a claim for part of the Settlement Fund, including how to contact the Claims Administrator.

7. Class Counsel will post notice of the settlement approval on their social media channels and include a link to their webpage containing the Settlement Notices and Claim Form.
8. The Stampede Defendants will post notice of the settlement approval and link to Class Counsel and the Claims Administrators webpages on all Stampede Defendant social media accounts, including without limiting the foregoing, the Facebook Alumni page for the Young Canadians, the Calgary Stampede Instagram account, the Young Canadians Instagram account, and any LinkedIn pages.

APPENDIX "B"

**NOTICE OF SETTLEMENT APPROVAL HEARING (CONDENSED)**

**IMPORTANT NOTICE ABOUT THE CLASS ACTION AGAINST THE CALGARY  
STAMPEDE FOUNDATION, THE CALGARY EXHIBITION AND STAMPEDE LIMITED  
AND PHILIP HEEREMA**

This Notice is for any male or anyone who identified as male who, between August 1, 1987 and January 31, 2014, was a student, employee, contractor or volunteer with the Young Canadians organization of the Calgary Stampede Foundation and/or the Calgary Exhibition and Stampede Limited.

A proposed settlement of a class action against the Calgary Stampede Foundation and the Calgary Exhibition and Stampede Limited has been reached. The Court must approve the settlement before it can be implemented. The court hearing for settlement approval will take place on June 28, 2024, commencing at 2:00 PM MT.

For more information about the proposed settlement, including to view the Settlement Agreement, or to learn more about the court hearing, please go to:

<https://jssbarristers.ca/class-actions/philip-heerema-and-calgary-stampede-foundation/>

You may also call 1-403-571-1520 for more information, and reference the Calgary Stampede and Philip Heerema Class Action.

**NOTICE OF SETTLEMENT APPROVAL HEARING**

**IMPORTANT NOTICE ABOUT THE CLASS ACTION AGAINST THE CALGARY STAMPEDE FOUNDATION, THE CALGARY EXHIBITION AND STAMPEDE LIMITED AND PHILIP HEEREMA**

Were you a male or identified as a male student, employee, contactor or volunteer with the Young Canadians organization of the Calgary Stampede Foundation and/or the Calgary Exhibition and Stampede Limited between August 1, 1987 and January 31, 2014?

If yes, this notice is for you, and you are a Class Member.

A settlement of the class action against the Calgary Stampede Foundation and the Calgary Exhibition and Stampede Limited (collectively, the "**Stampede Defendants**") has been reached, and there will be Court hearing to decide if the settlement should be approved.

If this settlement is approved, then Class Members can make a claim for compensation.

**What is the Class Action about?**

A lawsuit has been certified as a Class Action against Philip Heerema, Calgary Exhibition and Stampede Limited, and the Calgary Stampede Foundation.

The lawsuit alleges that Class Members were sexually exploited, sexually lured, and / or sexually assaulted by Philip Heerema, or at risk. The lawsuit also alleges that the Stampede Defendants are directly and vicariously liable for Philip Heerema's actions.

The Representative Plaintiff, who can only be identified by his initials in accordance with a Court Order, is N.B. In this lawsuit, the Representative Plaintiff is seeking damages on his own behalf and on behalf of everyone who was a Class Member.

**What is the proposed settlement?**

The Stampede Defendants will pay \$9.5 million to settle the action. The settlement fund after deduction of approved legal fees, disbursements and honoraria will be distributed to compensate all Eligible Class Members, taking into account their interactions with Philip Heerema and the impact of those interactions on the claimant.

The total compensation each Eligible Class Member may receive will depend upon both the total number of claimants, the nature of their interaction with Philip Heerema, and the impacts of those interactions on the claimant.

For more information about the proposed Settlement Agreement, or to learn more about the court hearing, please go to:



<https://jssbarristers.ca/class-actions/philip-heerema-and-calgary-stampede-foundation/>

A copy of the Settlement Agreement is posted there.

You may also contact the following lawyers for more information:

classactions@jssbarristers.ca  
Jensen Shawa Solomon Duguid Hawkes LLP  
Attn: Calgary Stampede and Philip Heerema Class Action  
#800, 304 – 8 Avenue SW  
Calgary, Alberta T2P 1C2

**Compensation is not yet available for Class Members. If the Court approves the settlement, more information will be provided about how to make a claim.**

If the Settlement Agreement is approved, the class action against the Stampede Defendants will be dismissed. The Stampede Defendants will receive a release from all Class Members, who did not previously opt out, whether or not they receive compensation. This means that any Class Member, who have not previously opted out, whether or not they receive compensation, will not be able to sue the Stampede Defendants in the future for any harm or damage suffered as a result of their interactions with Philip Heerema.

Class Counsel will request that all disbursements incurred in prosecuting this class action be paid from the settlement funds and that the costs of administration of the settlement funds also be paid from the total settlement funds. Class Counsel will seek an honoraria payment to certain Class Members who were instrumental in the prosecution of this Action. Class Counsel will also request that following the payment of disbursements, honoraria, and administration costs, that 30% plus GST of the remaining settlement fund be allocated towards their contingency legal fees, and taxes.

### **What's Next?**

An Alberta Court of King's Bench judge will decide whether to approve the proposed settlement at a hearing on June 28, 2024 at 2:00 PM MT. The judge will decide whether the settlement is fair, reasonable, and in the best interests of the Class Members, and if the requested legal fees are fair. A request will also be made that the Court approve an honorarium to be paid to the Representative Plaintiff and to other Class Members who were instrumental in prosecuting the claim and reaching a resolution for the benefit of all Class Members.

### **What do you have to do?**

You do not have to do anything at this time. If the settlement is approved, then you will receive another notice that will explain next steps. If you want to attend the settlement approval hearing or to make a statement to the court, you can contact us at the address below.

### **What if you object to the settlement?**

If you do not think the proposed settlement is fair, reasonable, and in the best interests of the Class Members, or you object to the amount of legal fees being sought, you can make an objection to the Court in two ways:

1. You can send in a statement, which must include your name, contact information, confirmation that you are a Class Member, and an explanation of why you object to the settlement or class counsel fees. Class Counsel will file these with the Court. Statements can be sent by email or mail and must be received by June 14, 2024, at 11:59 pm MT at:

classactions@jssbarristers.ca  
Jensen Shawa Solomon Duguid Hawkes LLP  
Attn: Calgary Stampede and Philip Heerema Class Action  
#800, 304 – 8 Avenue SW  
Calgary, Alberta T2P 1C2

2. You can make submissions to the Court in person at the settlement approval hearing. If you want to address the Court, please email [classactions@jssbarristers.ca](mailto:classactions@jssbarristers.ca) by June 14, 2024, at 11:59 pm MT. Details of how to participate in the hearing will be sent to everyone who wishes to speak.