

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 **REPLY BRIEF REGARDING ADVICE AND DIRECTIONS**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **JENSEN SHAWA SOLOMON DUGUID HAWKES LLP**
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Further to Class Counsel's Brief filed March 10, 2026, and further to Class Member's unfiled Brief and documents received March 10, 2026, Class Counsel responds as follows:

1. To the extent that the Class Member's unfiled Brief and documents are to be considered by the Court, Class Counsel wishes to clarify and respond to certain allegations made therein.
2. The deadline for the Class to object to the proposed Settlement Agreement was June 14, 2024.
3. On June 5, 2024, Class Counsel received a Statement of Objection to the proposed Settlement Agreement from R.S.¹

¹ Affidavit of Amy Kuang, filed March 13, 2026 (**Kuang Affidavit 2026**), at para 3 and Exhibit "A".

4. However, following a phone call with Class Counsel to address his stated concerns, on June 7, 2024, R.S. advised that he was revising his statement to now approve the proposed Settlement Agreement.²

5. On June 7, 2024, Class Counsel also sent a letter to R.S. to confirm receipt of the email rescinding his objection to the proposed Settlement Agreement, and to confirm discussions addressing his prior concerns so he had the benefit of referring back to the letter. As outlined in the letter, Class Counsel reiterated to R.S. that details pertaining to other Class Members that were not part of the public record were confidential and could not be disclosed.³

6. As was previously reported to the Court, Class Counsel received an objection to the proposed Settlement Agreement on June 14, 2024 from S.K.⁴ This was the only objection at the time the deadline expired.

7. However, as was previously reported to the Court, after receiving a copy of the Notice of Application for Settlement Approval and Counsel Fees and the Affidavit in support, S.K. withdrew his objection.⁵

8. Following approval of the Settlement Agreement, the claims process commenced.

9. As was previously reported to the Court, Class Counsel received communications from R.S., both during and after the claims process, wherein he expressed his dissatisfaction with the claims process and the outcome.⁶

10. Class Counsel notes that R.S. has indicated that his unfiled Response Brief was submitted on behalf of himself and S.K. However, Class Counsel has not received any direct communications from S.K. expressing any dissatisfaction with the claims process or requesting that the data collected from himself or other Class Members be preserved.

11. As was previously reported to the Court, an optional online survey was distributed to Class Members by the Claims Administrator (“Epiq”) on behalf of the Stampede Defendants to seek input on new initiatives. This survey was part of the additional undertakings provided by the Stampede Defendants pursuant to Section 5.2 of the Settlement Agreement.⁷

12. The purpose of the survey was to provide Class Members with an opportunity to voluntarily share input. To facilitate this process while protecting class member privacy, Epiq

² Kuang Affidavit 2026 at para 5 and Exhibit “B”.

³ Kuang Affidavit 2026 at para 7 and Exhibit “C”.

⁴ Brief Settlement Approval and Fee Approval, filed June 24, 2024, at para 64; Affidavit of N.B., filed June 19, 2024, at para 64.

⁵ Brief of Argument to Approve Settlement and Counsel Fees, filed June 24, 2024, at para 64; Affidavit of Amy Kuang, filed June 24, 2024, at para 3 and Exhibit “A”.

⁶ Final Report to the Court and to the Class, filed August 19, 2025, at para 13.

⁷ Final Report to the Court and to the Class, filed August 19, 2025, at para 12(c).

distributed the survey invitation directly to Class Members using contact information already held by Epiq in its capacity as the Claims Administrator.⁸

13. The emails sent to the Class Members shared a link to the optional survey, which remained open until July 3, 2025.⁹

14. The survey was hosted and administered by Stone-Olafson, an independent third-party research firm engaged for that purpose. Stone-Olafson was responsible for collecting any information submitted by Class Members who voluntarily chose to participate through the survey platform.¹⁰

15. Epiq did not provide Class Member contact information to the Stampede Defendants or to Stone-Olafson. Epiq's role was limited to distributing the survey invitation and did not include reviewing, accessing, or controlling any responses submitted through the survey platform.¹¹

ALL OF WHICH IS RESPECTFULLY SUBMITTED this 17th day of March, 2026.

**JENSEN SHAWA SOLOMON DUGUID HAWKES
LLP**

Per:



Cassandra Sutter
Counsel for the Class

⁸ Kuang Affidavit 2026 at para 9 and Exhibit "D".

⁹ Kuang Affidavit 2026 at paras 9-10, Exhibit "D" and Exhibit "E".

¹⁰ Kuang Affidavit 2026 at para 9 and Exhibit "D".

¹¹ Kuang Affidavit 2026 at para 9 and Exhibit "D".