

## **NOTICE OF SETTLEMENT APPROVAL**

### **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, contactor or volunteer with the Young Canadians organization of the Calgary Stampede Foundation and/or the Calgary Exhibition and Stampede Limited.

### **READ THIS NOTICE CAREFULLY.**

### **YOU MAY NEED TO TAKE PROMPT ACTION TO PARTICIPATE IN THE DAMAGES PHASE OF THIS CLASS ACTION.**

#### **Executive Summary**

The Alberta Court of King's Bench has approved the settlement on liability against the Calgary Stampede Foundation and the Calgary Exhibition and Stampede Limited (collectively the "**Stampede Defendants**") on behalf of the Class in the Alberta Court of King's Bench Court File No. 1701-04755.

The Class includes:

All individuals who were male, or identified as male, and were students, employees, contractors, or volunteers of the Young Canadians between August 1, 1987 to January 31, 2014.

The class action alleged that between August 1, 1987 and January 31, 2014, the Class Members were sexually exploited, sexually lured, and / or sexually assaulted by Philip Heerema, or at risk. The lawsuit also alleged that the Stampede Defendants were directly and vicariously liable for Philip Heerema's actions.

The Settlement Agreement of the Class Action against the Stampede Defendants has been approved with respect to liability. No determination has been made at this time regarding damages.

The Stampede Defendants have agreed to accept responsibility for all liability contemplated, set out in, or otherwise referred to or identified in Certified Common Issues 1 (a)-(d); 3 (a)-(j); 5 (a)-(c); 6 (a)-(c); 7 (a)-(b); and 8 (as set out in Schedule "B" of the Certification Order, filed June 24, 2019).

The Stampede Defendants have also agreed that they will pay 100% of all damages that are awarded, determined, agreed upon, or otherwise assessed in favour of the Class in respect of Certified Common Issues 1 (a)-(d); 3 (a)-(j); 5 (a)-(c); 6 (a)-(c); 7 (a)-(b); and 8.

The settlement on liability enables the Class to move forward with the damages phase of the class action, which will be dealt with either by way of damages assessments, trial(s) of individual issues, or negotiated resolution by or between the parties.

This Notice provides a summary of the Settlement Agreement. The full Settlement Agreement may be viewed at:

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

**IMPORTANT:**

**If you are a Class Member who has not contacted Class Counsel, please ensure to do so as soon as possible, as you may be entitled to damages to be determined through the damages phase of the class action. Your information is required in order to determine of the quantum of damages payable to the Class, which will be dealt with either by way of damages assessments, trial(s) of individual issues, or negotiated resolution by or between the parties.**

**BASIC INFORMATION:**

**Why is there a Notice?**

This action was certified as a class proceeding by Court Order, filed June 24, 2019.

The Representative Plaintiff, on behalf of himself and the Class, and Stampede Defendants entered into a settlement on liability on July 26, 2023. The Court has now determined that the Settlement Agreement is fair, reasonable, and in the best interest of the Class, and it has been approved.

Class Members may now be entitled to damages to be determined through the damages phase of the class action.

**What are the settlement benefits?**

The Stampede Defendants have agreed to accept responsibility for all liability contemplated, set out in, or otherwise referred to or identified in Certified Common Issues 1 (a)-(d); 3 (a)-(j); 5 (a)-(c); 6 (a)-(c); 7 (a)-(b); and 8 (as set out in Schedule “B” of the Certification Order, filed June 24, 2019).

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In exchange, the Representative Plaintiff, on behalf of himself and the Class, agreed that they will not seek punitive damages from the Stampede Defendants.

### **How to make a claim?**

To be eligible to receive damages to be determined through the damages phase of the class action, or for more information, Class Members must contact Class Counsel at:

[classactions@jssbarristers.ca](mailto:classactions@jssbarristers.ca)

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You may also contact the following lawyers for more information:

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