



NOTICE OF SETTLEMENT APPROVAL HEARING

IN THE EASTERN ONTARIO GASOLINE CLASS

ACTION LITIGATION

TO: All persons who purchased gasoline (excluding diesel) (“Gasoline”) from a retail gas station in Eastern Ontario between May 1, 2007 and November 30, 2007 (the “Settlement Class” or “Settlement Class Members”).

A. BACKGROUND

A class action lawsuit has been commenced in Ontario alleging that the Defendants conspired to fix prices for Gasoline sold in retail gas stations in Eastern Ontario between May 1, 2007 and November 30, 2007. Eastern Ontario refers to the Kingston, Belleville and Brockville regions.

The Defendants are: Pioneer Energy LP, Canadian Tire Corporation, Limited, Mr. Gas Limited, and Suncor Energy Products Inc. (Sunoco).

B. PREVIOUS SETTLEMENT

A previous settlement was reached with Canadian Tire Corporation. Under the terms of the settlement, Canadian Tire Corporation paid \$500,000 for the benefit of the Settlement Class in exchange for a full release of claims against it and its related entities. Canadian Tire also provided cooperation in the continued prosecution of the class action. The settlement was approved by the Ontario court.

The settlement funds (less court approved counsel fees and disbursements) are being held in an interest bearing account for the benefit of Settlement Class Members.

C. PROPOSED SETTLEMENTS

Suncor Energy Products Inc., Mr. Gas Limited and Pioneer Energy LP have entered into settlements that will resolve the allegations and class action against them and their related entities. Suncor Energy Products Inc., Mr. Gas Limited and Pioneer Energy LP do not admit any wrongdoing or liability, and the settlements represent a resolution of disputed claims.

Under the terms of the settlements, Suncor Energy Products Inc. has agreed to pay \$362,500, Mr. Gas Limited has agreed to pay \$85,000 and Pioneer Energy LP has agreed to pay \$390,000 for the benefit of the Settlement Class. The settlement amounts are being held in an interest bearing account for the benefit of Settlement Class Members.

The settlements must be approved by the Ontario court before they can become effective. A motion to approve the settlements will be heard by the Ontario court in the Village of L’Orignal on October 28, 2015 at 10:00 a.m. At this hearing, the Ontario court will determine whether the settlements are fair,

reasonable, and in the best interests of Settlement Class Members. The Ontario court will either approve the settlements as they are, or will reject them. The Ontario court will not modify the settlements.

If approved, the settlements will resolve this class action in its entirety.

D. PROPOSED DISTRIBUTION OF THE SETTLEMENT FUNDS

The settlements achieved in this class action total \$1,337,500. At the approval hearing, the Ontario court will be asked to approve a protocol for distributing the aggregate settlement funds, plus accrued interest, less court approved legal fees and other expenses (the "Net Settlement Amount").

Qualifying Settlement Class Members shall be entitled to a proportional share of the Net Settlement Amount calculated based on their eligible gasoline purchases in comparison to the total eligible gasoline purchases. Although the litigation relates only to certain gasoline retailers, Settlement Class Members can claim for all retail gasoline (excluding diesel) purchases in Eastern Ontario between May and November 2007.

If the proportional distribution would result in eligible Settlement Class Members receiving an amount that is beyond any reasonable estimate of damages or less than \$25, Class Counsel will seek further directions from the Ontario Court with respect to the distribution of the settlement funds.

Payments to Quebec Settlement Class Members will be subject to deductions payable to the Fonds d'aide aux recours collectives, calculated in accordance with the governing regulations.

A copy of the proposed distribution protocol is available at www.classaction.ca/gas or from Class Counsel.

E. PARTICIPATING IN THE SETTLEMENT APPROVAL HEARING

Settlement Class Members who do not oppose the proposed settlements and who wish to claim benefits under the settlements need not do anything at this time, but are encouraged to register online at www.classaction.ca/gas to receive updates about the class action.

Settlement Class Members who wish to comment on or make an objection to the proposed settlements and/or proposed distribution protocol, or make submissions at the approval hearing must submit a written submission to class counsel at the address listed below, postmarked no later than October 16, 2015. Class counsel will forward all such submissions to the Ontario court. All written submissions will be considered by the Ontario court. If you do not submit a written submission postmarked by October 16, 2015, you may not be entitled to participate, through oral submissions or otherwise, in the approval hearing.

Settlement Class Members may attend the approval hearing. If you wish to attend the approval hearing or make submissions, please contact class counsel for additional details.

F. CLAIMING BENEFITS UNDER THE SETTLEMENTS

Settlement Class Members who wish to apply for compensation under the settlements must file a claim. The deadline and procedure for filing a claim will be reviewed at the approval hearing and those details

will be available in a further notice to be distributed by mail or email and posted online at www.classaction.ca/gas.

In the interim, you should: (i) keep copies of all related purchase records; and (ii) register online at www.classaction.ca/gas to receive updates about the class action.

G. CLASS COUNSEL AND LEGAL FEES

The law firm of Siskinds LLP represents the Settlement Class. Siskinds LLP can be reached by email at gasolineclassaction@siskinds.com, by telephone toll-free at 1-800-461-6166 ext. 2446, or by mail at 680 Waterloo St., London, ON N6A 3V8, Attn: Linda Visser.

The Ontario court will determine the amount to be paid to Siskinds LLP for legal fees and disbursements. Settlement Class Members will not have to pay legal fees or disbursements out of their pocket. Siskinds LLP will be requesting that legal fees of up to 25% of the settlement funds, plus disbursements and applicable taxes be approved and paid out of the settlement funds.

H. QUESTIONS

Settlement Class Members may review the complete settlement agreements, which are online at www.classaction.ca/gas. If you have questions that are not answered online at www.classaction.ca/gas, please contact Siskinds LLP. INQUIRIES SHOULD NOT BE DIRECTED TO THE COURT.

To receive future notices and updates regarding the litigation, please register online at www.classaction.ca/gas.

I. INTERPRETATION

This notice contains a summary of some of the terms of the settlement agreements. If there is a conflict between the provisions of this notice and the settlement agreements, the terms of the settlement agreements shall prevail.

This notice has been authorized by the Ontario court.