

**NOTICE TO MEMBERS**  
**(DETAILED VERSION)**

## **CLASS ACTION CONCERNING THE NOISE CAUSED BY AIRCRAFT FLYING OVER THE MONTREAL-TRUDEAU INTERNATIONAL AIRPORT**

On April 5, 2018, the Superior Court of Quebec authorized Les Pollués de Montréal-Trudeau (LPDMT), a non-profit legal entity, and the designated persons Pierre Émilien Lachapelle and Michel Dion, to file a class action due to the noise caused by aircraft overflight at the Montreal-Trudeau International Airport.

The class action is against Aéroports de Montréal (ADM) known as the operator of the Montréal-Trudeau International Airport, NAV CANADA, and the Attorney General of Canada,

The members of the class are the following:

All physical persons aged 18 years and over on December 19, 2014, who resided between December 19, 2014 and December 19<sup>th</sup> 2016 in a building located in one of the areas described below.

### **OBJECTIVE OF THE CLASS ACTION**

The Plaintiff asks the Court to determine if the noise of aircraft flying over the class's perimeter has harmful consequences on the physical persons who are members of that class.

In particular, the Plaintiff intends to demonstrate that the noise level perceived by citizens living under the axis of Montreal-Trudeau International Airport's runways exceeds the limit of tolerance they must accept.

The Plaintiff seeks compensation for each class member's alleged damages, whether they relate to potential impacts on health, quality of life or an economic harm.

The Court has not yet decided the merits of the class action or made any determination concerning compensation.

### **GEOGRAPHIC LIMIT OF THE CLASS**

A: The borough of Villeray- Saint-Michel-Parc Extension

A-1: North of the Métropolitain Boulevard, in the perimeter delimited by:

- The western part of Saint-Michel Boulevard, up to the Parc du Complexe Environmental Saint-Michel (Miron quarry), bound to the north by Charland Street, bound to the east by Papineau Street, including as a boundary the western side street addresses on Papineau Street within the described zone;

**A-2:** South of Métropolitain Boulevard, in the perimeter delimited by:

- Villeray Street (southern limit), between Saint-Michel Boulevard (to the east) to Christophe-Colomb Street (to the west);

**And**

- Jarry Street, between Christophe-Colomb Street and De l'Acadie Boulevard, bound to the South by Highway 40;

**B:** Mount Royal and a portion of the Côte-des-Neiges-Notre-Dame-de-Grâce borough

**B-1:** In the perimeter delimited by:

- L'Acadie Boulevard (to the east);
- Métropolitain Boulevard (to the north);
- Jean-Talon Street (to the south);
- Dunkirk Road (to the west);

**B-2:** In the perimeter delimited by:

- Dunkirk Road (to the east);
- Métropolitain Boulevard (to the north);
- Portland Street (to the south);
- Lucerne Road (to the west);

**C:** Ahuntsic-Cartierville borough

**C-1:** In the perimeter delimited by:

- Papineau Street (to the east);
- Métropolitain Boulevard (to the south);
- The Canadian National (CN) train track (to the north);
- Saint-Laurent Boulevard (to the west);

**C-2:** In the perimeter delimited by:

- Christophe-Colomb Street (to the east);
- Prieur Street and Henri-Bourassa Boulevard (to the north);
- Saint-Laurent Street and Highway 15 (to the west);
- The CN train track (to the south);

D: Saint-Laurent borough

D-1: In the perimeter delimited by:

- Poirier Street (to the north);
- The Métropolitain (to the south);
- Highway 15 (to the east);
- Marcel-Laurin Boulevard (to the west);

D-2: In the perimeter delimited by:

- Henri-Bourassa Boulevard (to the north);
- Highway 13 (to the west);
- Côte-de-Liesse Highway (to the south), from Highway 13 up to the intersection with Highway 40;
- Highway 40 (to the south) from the intersection with Highway 13 up to Highway 117 (Marcel-Laurin Boulevard) (to the east);

### **EXCLUSION INFORMATION AND PROCEDURE**

If you wish to be included in the class action, you have nothing to do;

A class member who is not the Class Representative cannot be asked to pay for the legal costs of the class action.

**If you wish to exclude yourself from the class action** filed by LPDMT against Aéroport de Montréal (ADM), NAV CANADA and the Attorney General of Canada, **you have until October 31, 2019**, to advise the Registrar of the Superior Court by certified or registered mail at the address below, specifying the court number: 500-06-000833-166, and you may use the form provided to that effect on the website: [www.azranassocies.com](http://www.azranassocies.com).

Registrar of the Superior Court of Quebec  
1, Notre-Dame Street East  
Montréal, Quebec H2Y 1B6

A class member who has not asked to be excluded before October 31, 2019 will be bound by any judgment that may be rendered in this class action;

For information concerning this class action, you may contact counsel for the Plaintiff, taking care to provide your e-mail address and contact information:

The Plaintiff LPDMT and the class members are represented by the legal office of Mtre Gérard Samet, AZRAN & Associés avocats Inc.:

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**PUBLICATION OF THE PRESENT NOTICE TO CLASS MEMBERS HAS BEEN APPROVED AND ORDERED BY THE SUPERIOR COURT OF QUÉBEC.**