

The Settlement Approval Hearing has been rescheduled to proceed on Monday, November 14, 2016 before The Honourable Justice Paul Perell.

The original June 24, 2016 hearing date was adjourned to allow for further discussions between the parties.

Class Counsel became aware after the settlement had been negotiated that certain members of CUPE Local 8916 would not be entitled to participate in the settlement, according to the current definition of a class member because they had been enrolled in the VON Canada Pension Plan, and not OMERS, prior to the transfer.

Class Counsel and counsel for the Defendant have agreed that the definition of the Class would be amended to include those additional CUPE members.

The parties, on consent, will seek to amend the Class definition at the Settlement Approval Hearing as follows (the amendment is what is underlined):

- a. employees and former employees of municipalities or service providers associated with municipalities (hereinafter referred to as "municipal providers") whose employment was transferred from the municipal providers to newly-established Community Care Access Centres ("CCACs") and who were members of CUPE at the time of the transfer and who did not subsequently become members of the Ontario Nurses Association ("ONA") or the Ontario Public Service Employees Union ("OPSEU") and for greater certainty, those who became enrolled in the Healthcare of Ontario Pension Plan, formerly known as the Hospitals of Ontario Pension Plan, ("HOOP") and were previously enrolled in the Ontario Municipal Employees Retirement System or the VON Canada Pension Plan ("Former Plans"); and
- b. employees of the municipal providers whose employment was transferred from the municipal providers to CCACs who subsequently became members of CUPE and who were not members of CUPE, ONA, or OPSEU at the time of the transfer.

(collectively referred to as the "Class Members" or the "Class");

The addition of these Class Members (ie. those who had been enrolled in the VON Canada Pension Plan, and not OMERS, prior to the transfer) in the definition of the Class, will not affect the settlement amount to be received by other Class Members.

Copies of the Notice of Motion, as filed with the court, the Amended Notice of Settlement Approval, and the original Notice of Settlement Approval are attached.

To view other important documents concerning this class action, please visit goldblattpartners.com, cupe.ca and/or cupe.on.ca.