

OFFICIAL COURT NOTICE

LONG NOTICE

IF YOU WERE INJURED IN A MOTOR VEHICLE ACCIDENT, RECEIVED ACCIDENT BENEFITS FROM THE INSURANCE CORPORATION OF BRITISH COLUMBIA, AND EXHAUSTED THE LIMITS OF YOUR ACCIDENT BENEFITS, YOUR RIGHTS MAY BE AFFECTED BY A CLASS ACTION.

- There is a class action in British Columbia against the Insurance Corporation of British Columbia (“ICBC”). The class action claims that ICBC engaged in an unlawful scheme to divert monies from the accident benefit accounts of persons injured in motor vehicle accidents to the Medical Services Plan of British Columbia (“MSP”) causing harm to those insured in car accidents and who were entitled to accident benefits but were unable to use the full amount of the benefits available to them because ICBC unlawfully applied MSP charges to their accounts, thereby reducing their levels of accident benefits. This class action is continuing, and there are no funds to pay to class members at this time. You do not need to submit a claim form yet.
- Your legal rights are affected by this case. Please read this notice carefully.
- If you are still a customer of ICBC, this lawsuit will not affect your ongoing relationship with ICBC.

YOUR LEGAL RIGHTS

If you support the class action and want to be able to make a claim on any money that results from the class action.	Do nothing now. Further notices will be published when it is time to submit a claim. Contact the lawyers (see question 18) to have any further notices sent directly to you.
If you do not support the class action.	You may opt out. You will be able to sue ICBC and on your own if you wish. If you opt out, you will not be able to share in any money which results from the class action. See questions 10-12 for more information.
If you want to sue ICBC on your own.	You must opt out. You will not be able to share in any money that results from the class action. See questions 10-12 for more information.

If you have any questions or want more information.	Contact the lawyers. See question 18 for their website, email address and phone number.
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- These rights and options – **and the deadlines to exercise them** – are explained in this notice.

OFFICIAL COURT NOTICE

1. Why was this notice issued?

You have a right to know about a class action lawsuit brought against ICBC. The class action may affect your legal rights. This notice explains the lawsuit, who is included, and your legal rights.

In this notice, the person who sued ICBC (Brayden Methot) is called the “Plaintiff”, and ICBC is called the “Defendant”.

2. What is this lawsuit about?

The Plaintiff complains that ICBC engaged in an unlawful scheme to divert monies from the accident benefit accounts of persons injured in motor vehicle accidents to MSP causing harm to accident victims who could not make use of all the benefits owed to them.

3. Why is this lawsuit a class action?

In a class action, a person called a “representative plaintiff” sues on behalf of all the people, called “class members” or the “class”, who have a similar claim. Mr. Methot represents the Accident Victim Class. A class action allows the courts to resolve the issues for everyone affected, except for those who choose to exclude themselves (opt out) from the class.

CLASS MEMBERSHIP

To see if these class actions affect you, and if you might be entitled to make a claim for any money that results from the class action, you must first determine whether you are in the class.

4. How do I know if I am in the class?

The Accident Victim Class consists of: You are a member of the Accident Victim class if you:

The Accident Victim Class consists of all persons who were injured in a motor vehicle accident on or after April 1, 1994 while insured by the Insurance Corporation of British Columbia (“ICBC”) and received accident benefits up to the legal limit of ICBC’s liability to pay.

5. Are there exceptions to class membership?

No.

6. I am still a customer of ICBC. Will being in this class action affect my insurance or my relationship with ICBC?

No. Being a class member and being involved in the class action will not affect your relationship with ICBC or your insurance. Your relationship with ICBC will continue.

7. What if I am still not sure if I am included?

If you are not sure if you are included, you may call 1-888-683-9621 with questions. Also, the Court's official "class definitions" is at www.murphybattista.com.

8. What if I do not want to be in the class?

You can opt out. See questions 10 to 12 for more information.

GETTING A PAYMENT

9. How much money will I get and when?

There is no money to pay to class members right now. We do not know whether there will be money to pay to class members as that depends on a trial to take place in the future. There will be further notices once we have more information. Contact the lawyers (see question 13 below) to make sure you are on the mailing list for future notices.

OPTING OUT OF THE CLASS

If you want to sue ICBC on your own, then you must take steps to exclude yourself. This is called "opting out".

10. What happens if I opt out?

If you opt out:

- (a) you will not be able to claim from any money that results from the class action;
- (b) you will not be bound by anything that happens in this lawsuit;
- (c) you will keep any right to sue ICBC on your own.

11. What happens if I do NOT opt out?

If you do NOT opt out:

- (a) you will be able to claim from any money that results from the class action;
- (b) you will be bound by anything that happens in this lawsuit;
- (c) you give up all your rights to sue ICBC about this same problem.

Call 1-888-683-9621 if you have any questions about the legal terminology or about your options.

12. How do I opt out?

You must send a signed letter to the lawyers stating that you are a class member in the MSP Class Action lawsuit and that you want to opt out by 6 months after the Notice Program set out in paragraph 5 of the Litigation Plan is complete. You can send the letter by mail or email to:

Mail: Murphy Battista LLP
MSP Class Action Lawsuit
2020-650 West Georgia Street
Vancouver, BC V6B 4N7

Email: MSPClassAction@murphybattista.com

THE LAWYERS (CLASS COUNSEL)

13. Do I have a lawyer in this case?

Yes. The law firm of Murphy Battista LLP represents the class members. You can contact them at:

Murphy Battista LLP
MSP Class Action Lawsuit
2020-650 West Georgia Street
Vancouver, BC V6B 4N7
604-683-9621 or 1-888-683-9621
www.murphybattista.com

You will not be charged any money by these lawyers if you contact them. If you want to be represented by your own lawyer, you may hire one at your own expense.

14. How and how much will the lawyers be paid?

The lawyers will be paid a portion of any money that results from this class action. The lawyers will ask the Court to approve their fee. The fee, if approved by the Court, will be deducted from any money that results from this class action before paying class members' claims.

DOING NOTHING

15. What happens if I do nothing at all?

If you do nothing, you will be bound by anything that happens in the lawsuit. You will not be able to sue ICBC on your own for this same problem.

You do not need to do anything now to make a claim on any money that results from this class action. You will need to make a claim at a later date. If you contact the lawyers listed in question 13, they will make sure any further notices are sent directly to you.

HISTORY OF THE CLASS ACTION

16. What else has happened in these class actions?

This class action was started in 2020. It has been certified. This means that this lawsuit can move forward to trial as a class action.

The Court has not commented on the likelihood of recovery on the part of the representative plaintiff or other members of the class, or as to the merits of the claims or defences asserted by either side. The allegations against the Defendant have not been proven.

NEXT STEPS IN THE CLASS ACTION

17. What happens next?

The lawsuit is continuing. The next steps are for the plaintiff to learn more about what ICBC did. A trial will be scheduled.

GETTING MORE INFORMATION

18. How do I get more information?

You can get copies of the claim as well as other information on the class action, at www.murphybattista.com.

You can also email questions to MSPClassAction@murphybattista.com or call 604-683-9621 or call toll free at 1-888-683-9621.

The official court references for this lawsuit is:

Rorison et al. v. Insurance Corporation of British Columbia et al, Court File No. S202406, Vancouver Registry.

Please do not contact the Court. The lawyers would be happy to answer any questions you have.

THIS NOTICE HAS BEEN AUTHORIZED BY THE SUPREME COURT OF BRITISH COLUMBIA