

ROBERTSON V. THOMSON CANADA LTD, ET AL
CLASS ACTION CLAIM FORM INSTRUCTION SHEET

General

In order to file a claim for compensation under the *Robertson v. Thomson* settlement, Class Members are required to file a properly completed claim form, along with any required supporting documentation, with the Court Appointed Claims Administrator, Mr. William Dovey of Cole & Partners. All claim forms must be submitted by no later than 5:00 p.m. (Toronto time), on January 18, 2010, via mail, facsimile or email at the following address:

Cole & Partners
80 Richmond Street West, Suite 2000
Toronto, Ontario, M5H 2A4
Fax: 416-364-2904
Email: Claimsadministrator@coleandpartners.com

Where the individual claiming compensation is the original creator of the work, no supporting documentation is required, unless specifically requested by the Claims Administrator. Where the individual seeking compensation is an assignee of the copyright in the work, written evidence of the assignment of copyright in the work must be submitted with the claim form. Where a claim is being brought on behalf of the estate of a class member, written evidence of the claimant's right to claim on behalf of the estate (i.e. a will, a certificate of appointment of estate trustee) must be filed along with the claim form.

Further information regarding the claims process can be obtained by contacting the Claims Administrator either by telephone (416-361-2590) or the above-noted email address, or by contacting Class Counsel, Koskie Minsky LLP, at the following address:

Koskie Minsky LLP
900-20 Queen St. West, Suite 900, Box 52
Toronto, ON, M5H 3R3
Re: Robertson v. Thomson et al.
Tel : 1-866-777-6323
Email : robertsonvthomson@kmlaw.ca

Specific Fields – Filling out the Claim Form

Part 1: Your Contact Information: Provide name and up to date address and all requested contact information, as the Claims Administrator may need to contact you in regards to your submission.

Part 2: List Your Works: As compensation is allocated on the basis of a points system¹ which takes into account the number of works, the circulation of the publication in which the work first appeared, whether or not the author was compensated for the works, and the length of the work, claimants should be as thorough as possible in completing this

¹ Further details regarding the points allocation system is set out in Schedule C of the Settlement Agreement, which is available from the document links on the respective websites of Class Counsel and the Claims Administrator.

section. It is your obligation to ensure that all the requested has been provided for each Work on your Claim Form.

If the works for which you are seeking compensation are written **literary works** (i.e. freelance articles), fill out section 10. If the works for which you are seeking compensation are **artistic works** (i.e. photographs), fill out section 11. If you are seeking compensation for both **literary** and **artistic** works, fill out both sections 10 and 11.

If you are seeking compensation in respect of more than 5 **written** or **artistic** works, you may attach an additional list, in a fashion consistent with the Claim Form, along with the duly completed claim form. Please be sure to clearly indicate that you are attaching such a list to the claim form, either on the claim form or in a covering note to the Claims Administrator.

Part 3: Basis of Your Entitlement: If you are the original creator of the works in question, check the first box (“I am the Creator of the Works listed above”).

If your entitlement is based upon an assignment of the copyright in the works, check the second box (“I am the Assignee of the Creator of the Works”). In addition, check the third or fourth boxes as appropriate (to indicate whether or not evidence of the written assignment is being enclosed with the claim form).

If you are claiming on behalf of the estate of a deceased creator, please check the fifth box (“The Creator is deceased”). In addition, check the appropriate box, indicating the documentation you are filing in support of your claim that you are entitled to represent the estate of the deceased creator.

If you are filing a claim on behalf of a Class member who is unable to file a claim on his or her own behalf, please check box 10 (“The Creator of the Works listed above is not deceased”).

Although members are not required to file further documentation in support of their claim (other than Assignees or Estate Representatives), Class Members may file such supporting documentation. If such supporting documentation is filed, please be sure to check box 11 (“Other”). Supporting documents will not be returned to you so submit copies only.

Election

If you wish to receive monetary compensation from the net settlement proceeds, check the first box under section 13. If the works in question were published in *The Globe and Mail*, Class Members are entitled to request that the works be removed from the defendants’ databases. Class members who wish to forego monetary compensation, and have their works removed from these databases, should check the second box under section 13. **If no box under section 13 is checked, you will be deemed to have elected monetary compensation.**

Certification

Class members are responsible for ensuring that the information provided to the Claims Administrator is accurate, and must certify that they are entitled to compensation on the basis of the information set out in the Claim Form.