

**NOTICE OF CERTIFICATION
MERCEDES-BENZ BLUETEC CLASS ACTION**

***OFFICIAL COURT COMMUNICATION – DO NOT DISCARD
A COURT AUTHORIZED THIS NOTICE – YOU ARE NOT BEING SUED***

**IF YOU OWN, OWNED, LEASE, OR LEASED ONE OF THESE
VEHICLES, A CLASS ACTION MAY AFFECT YOUR RIGHTS**

- You could be affected by a class action against Mercedes-Benz Canada Inc.; Daimler AG; Mercedes-Benz USA, LLC; and Mercedes-Benz Financial Services Canada Corporation (collectively, the "Defendants").
- The Court has not decided whether the Defendants did anything wrong, and there still has to be a court case about whether the Defendants did anything wrong. There is no money available now in respect of this action and no guarantee money will be available. However, your rights are affected, and you have a choice to make now. This notice is designed to help you make that choice.

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YOUR LEGAL RIGHTS AND OPTIONS AT THIS STAGE	
DO NOTHING	<p>Stay in the lawsuit and wait for the outcome. Share in possible benefits from the outcome but give up certain individual rights.</p> <p>By doing nothing, you keep the possibility of getting money or other benefits that may come from a trial or settlement. But, you give up any rights to sue the Defendants on your own about the same legal claims in this lawsuit.</p>
REMOVE YOURSELF (OPT OUT)	<p>Get out of this lawsuit and receive no benefits from it. Keep your rights.</p> <p>If you ask to be removed (opt out) and money or benefits are later awarded, you won't share in those amounts. But, you keep any rights to sue the Defendants on your own about the same legal claims in this lawsuit.</p>

- Lawyers must prove the claims against the Defendants at trial or a settlement must be reached. If money or benefits are obtained, you will be notified about how to ask for your share.
- Your options are explained in this notice. To be removed from the lawsuit you must ask to be removed by **July 20, 2018**.

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BASIC INFORMATION

1. Why is there a notice?

This lawsuit has been “certified” as a Class Action. This means that the lawsuit meets the procedural requirements for class actions and may proceed to trial. If you are included, you may have legal rights and options before the Court decides whether the claims being made against the Defendants on your behalf are correct. This notice explains the class action process and is designed to help you make a decision.

The Honourable Justice Belobaba, of the Ontario Superior Court of Justice, is currently overseeing this case. The case is known as *Kalra v. Mercedes Benz Canada Inc. et al.*, Court File No. CV-16-550271-CP. The person who started this lawsuit is called the Plaintiff. The corporations being sued are called the Defendants and they are: Mercedes Benz Canada Inc.; Daimler AG; Mercedes-Benz USA, LLC; and Mercedes-Benz Financial Services Canada Corporation (collectively referred to as the “Defendants”).

2. What is this lawsuit about?

This Plaintiff alleges that all Mercedes-Benz BlueTEC vehicles (the "**Vehicles**") contain a defect or a “defeat device” that turns off the emission control system. The Plaintiff alleges that the Defendants misrepresented the nature of the Vehicles to purchasers.

The Defendants intend to defend against them.

The Court has not decided whether the Plaintiff or the Defendants are right. The lawyers for the Plaintiff will have to prove the claims in Court.

3. What is a class action?

In a class action, one or more people called “representative plaintiffs” sue on behalf of people who have similar claims. All of these people with similar claims are called the “class” or “class members.” The court resolves the issues for all class members, except for those who remove themselves from the class.

The representative plaintiff in this case is Yogesh Kalra. Mr. Kalra owned one of the Vehicles.

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4. Who is a member of the Class?

You are included in this lawsuit if you are in Canada and own, owned, lease or leased one of the BlueTEC Vehicles: ML320, ML350, GL320, E320, E250, S350, R320, R350, E Class, GL Class, ML Class, R Class, S Class, GLK Class, GLE Class and Sprinter of any and all model years.

Even if you meet the conditions above, you are not a class member if you are any of the following: (i) a Defendant, or one of its officers or directors; (ii) an authorized motor vehicle dealer of the Defendants, or an officer or director of those dealers; or, (iii) an heir, successor or assign of a person described in the subparagraphs (i) or (ii).

5. What is the Plaintiff asking for?

The Plaintiff is asking for money or other benefits for the Class. He is also asking for attorneys' fees and costs, plus interest.

6. Is there any money available?

No money or benefits are available now because the Court has not yet decided whether the Defendants did anything wrong, and the two sides have not settled the case. There is no guarantee that money or benefits will ever be obtained. If they are, you will be notified about how to ask for a share.

YOUR OPTIONS

7. How do I include myself in the lawsuit?

You are automatically included in the lawsuit if you take no steps.

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8. How do I exclude myself from the lawsuit?

If you decide not to participate in the lawsuit, you must remove yourself – this is referred to as “opting out.” If you remove yourself, you will not receive any money or benefit that may be obtained as a result of this lawsuit. You will not be bound by any Court orders and you keep your right to sue the Defendants regarding the issues in this case. You cannot change your mind later and opt back into the class action.

To remove yourself, complete the Opt Out Form included with this notice or send a letter by registered mail that says you want to be removed from the Mercedes-Benz BlueTEC Class. Your letter must include your name, address, telephone number, email address, vehicle make and model, VIN number and signature. The Opt Out Form or letter must be sent to Mercedes-Benz BlueTEC Class Action Administrator, c/o Crawford Class Action Services, 3-305, 133 Weber St. North, Waterloo, ON N2J 3G9, or by email at: MercedesBluetecClassAction@crawco.ca

You can also get the Opt Out Form or complete the form online at www.MercedesBluetecClassAction.ca

Your Opt Out Form must be received by **July 20, 2018**.

If you have any questions about how to remove yourself from the class, please visit www.MercedesBluetecClassAction.ca or call the toll-free hotline (pre-recorded message with the option to leave a voicemail message) at 1-877-739-8933.

THE LAWYERS REPRESENTING YOU

9. Do I have a lawyer in the case?

Yes. The Court has appointed Koskie Minsky LLP and Lenczner Slaght Royce Smith Griffin LLP of Toronto, Ontario to represent you and the other Class Members as “Class Counsel.” You will not be charged for these lawyers. If you want to be represented by another lawyer, you may hire one to appear in Court for you at your own expense.

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10. How will the lawyers be paid?

You will not have to pay any of these fees and expenses of Class Counsel. If the Court grants their request, the fees and expenses would be deducted from any money obtained for the Class, or paid separately by the Defendants.

A TRIAL

11. How and when will the Court decide who is right?

If the case is not dismissed or settled, the Plaintiff will have to prove his claims and the claims of the class at a trial. The trial would be in Toronto, Ontario. During the trial, a court will hear all of the evidence, so that a decision can be reached about whether the Plaintiff or the Defendants are right about the claims in the lawsuit. There is no guarantee that the Plaintiff will win any money or benefits for the Class.

12. Will I get money after the trial?

If the Plaintiff obtains money or benefits as a result of a trial or settlement, you will be notified about how to ask for a share or what your other options are at that time. Important information about the case will be posted on the administrators' website at www.MercedesBluetecClassAction.ca as it becomes available.

GETTING MORE INFORMATION

13. How do I get more information?

You can get more information about this case and opting out at:

Mercedes BlueTEC Class Action Administrator
c/o Crawford Class Action Services
3-305, 133 Weber St. North
Waterloo, ON N2J 3G9
Tel: 1-877-739-8933
Fax: 1-888-842-1332
Email: MercedesBluetecClassAction@crawco.ca

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