

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE) FRIDAY, THE 27TH
)
JUSTICE BELOBABA) DAY OF MARCH, 2020

B E T W E E N:

(Court Seal)

DANIEL BENNETT

Plaintiff

and

LENOVO (CANADA) INC. and SUPERFISH INC.

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER
(Fee and Honorarium Approval)**

THIS MOTION, made by Class Counsel for an Order approving payment of Class Counsel legal fees and disbursements and for the approval of an honorarium to the Plaintiff was heard this day at Osgoode Hall, 130 Queen Street West, Toronto, Ontario, with counsel participating by remote conference.

ON READING the materials filed, and on hearing the submissions of Class Counsel:

1. **THIS COURT ORDERS** that the retainer agreement entered into with the Plaintiff is hereby approved, pursuant to section 32(2) of the *Class Proceedings Act, 1992*.

2. **THIS COURT ORDERS** that a legal fee of \$212,886.75, plus disbursements of \$15,482.39, plus interest and applicable taxes, is awarded to Class Counsel with respect to the settlement agreement entered into with Superfish Inc., dated October 31, 2017 and the settlement agreement entered into with Lenovo (Canada) Inc., dated October 2, 2019 (collectively, the “**Settlement Agreements**”).

3. **THIS COURT ORDERS** that Class Counsel legal fees, disbursements, interest and applicable taxes shall be paid from the settlement funds, pursuant to the terms of the Settlement Agreements.

4. **THIS COURT ORDERS** that an honorarium of \$2,000 is awarded to Daniel Bennett to be paid from the settlement funds.

5. **THIS COURT ORDERS** that this Order is contingent upon approval of the Lenovo Agreement.

6. **THIS COURT ORDERS** that any appeal from this Order be brought within 30 days of the date of this Order pursuant to Rule 61.04 of the *Rules of Civil Procedure* notwithstanding the suspension of procedural time periods pursuant to Ontario Regulation 73-20 made under subsection 7.1(2) of the *Emergency Management and Civil Protection Act*.

Signed: *Justice Edward Belobaba*

(Signature of Justice)

DANIEL BENNETT
Plaintiff

-and-

LENOVO (CANADA) INC. et al.
Defendants

Court File No. CV-15-00523714-00CP

ONTARIO
SUPERIOR COURT OF JUSTICE
PROCEEDING COMMENCED AT TORONTO

ORDER
(Fee and Honorarium Approval)

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