

Ontario
SUPERIOR COURT OF JUSTICE

B E T W E E N:

AXIOM PLASTICS INC.

Plaintiff

- and -

E.I. DU PONT CANADA COMPANY

Defendant

Proceeding under the *Class Proceedings Act, 1992*

[Coat of Arms]

Notice published under the *Class Proceedings Act, 1992*

If your company purchased DuPont engineering resins for use in an automotive application, a class action lawsuit may affect your rights.

A court authorized this notice. This is not a solicitation from a lawyer.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT	
DO NOTHING	Stay in this lawsuit. Await the outcome. By doing nothing, you keep the possibility of getting money or benefits that may come from a trial or a settlement. But, you give up any rights to sue DuPont separately about the same legal claims in this lawsuit.
ASK TO BE EXCLUDED	Get out of this lawsuit. Get no benefits from it. If you ask to be excluded and money or benefits are later awarded, you won't share in those. But, you keep any rights to sue DuPont separately about the same legal claims in this lawsuit.

- Your options are explained in this notice. To ask to be excluded, you must act before [45 days after notice is served on Class], 2007
- Lawyers for the Class must prove the claims against DuPont at a trial. If money or benefits are obtained, you will be notified about how to ask for a share
- **Any questions? Read on and visit www.dupont-automotiveresins-classaction.ca**

YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT

If your company purchased DuPont engineering resins for use in an automotive application, and you were required by a customer to use DuPont engineering resins in such automotive application, a class action lawsuit may affect your rights. A lawsuit against E.I. DuPont Canada Company (“DuPont Canada”) has been certified by the Court as a class action which may entitle you to obtain monies to compensate you for various alleged wrongdoing by DuPont Canada.

This notice is published by Order of the Honourable Madam Justice Hoy of the Superior Court of Justice and explains:

- The lawsuit;
- Being included in or opting out of the lawsuit;
- Possible financial consequences of the lawsuit; and
- Other matters.

The Lawsuit: Axiom Plastics Inc. of Aurora, Ontario has sued DuPont Canada for alleged breaches of the *Competition Act*, R.S.C. 1985, c. C-34 (“*Competition Act*”) in relation to the manner in which prices of DuPont engineering resins are established. DuPont’s engineering resins include resins sold under the names: Delrin, Zytel, Zytel HTN, Minlon, Hytrel, Rynite, and Crastin.

The plaintiff claims that DuPont Canada has conspired with its authorized distributors by way of a “Credit Upon Proof of Sale” system (the “CUPS system”) in order to enhance and maintain the price of engineering resins sold to moulders which manufacture parts for the automotive industry. The lawsuit covers certain sales of resins to moulders directly by DuPont Canada and indirectly through DuPont Canada’s three authorized distributors: Canada Colors and Chemicals Limited, Ashland Canada Inc, which operates as General Polymers and PolyOne Distribution Canada Ltd. DuPont Canada denies the plaintiffs’ claim and no court has ruled on whether the claim will succeed at trial.

The Class members: In this lawsuit, the Court has ordered that the plaintiffs may represent a Class consisting of entities described as follows:

All purchasers in Canada between January 2000 and August 27, 2007 (the "Class Period") of engineering resins for an automotive application from E. I. DuPont Canada Company and/or its predecessor DuPont Canada Inc. (collectively or individually “DuPont Canada”) or its authorized Canadian distributors, who were required by a customer to use a DuPont engineering resin in the automotive application, excluding the following companies and their associates and affiliates: DuPont Canada, Ashland Canada Inc., Canada Colors and Chemicals Ltd., Magna International Inc., Multimatic Inc., Omron Dual Tech Automotive Electronics Inc., and PolyOne Canada Inc.

On August 27, 2007 the Ontario Superior Court of Justice granted an order allowing the plaintiffs to represent this class, subject to each class member’s right to opt out if the class member does not wish to be included in the lawsuit.

How to be included in the Class: You do not need to do anything to “join” the Class. If you fall within the definition set out above, then you will automatically be included in the Class unless you opt out of the Class.

How to be excluded from the Class: To opt out of the Class you must fill out the coupon attached to this Notice and send it to Sotos LLP, the solicitors for the Class. The deadline for opting out is [45 days after notice is served on Class], 2007. If your written request to opt out is not received by that date, you will remain a member of the Class.

Consequences of opting out: If you opt out of the Class, you will not be included any further in this lawsuit.

Possible financial consequences of the lawsuit: If the class action is successful in showing that DuPont Canada unlawfully enhanced or maintained the prices of engineering resins, the court may determine how much the affected Class Members should receive and may make such determination on a global basis.

It is expected at the present time that this determination will require minimal if any direct participation by the Class Members.

The determination of how any recovery should be distributed to each individual Class Member will be made either by the Court or by a process to be supervised and sanctioned by the Court. Some individual participation may be required by Class Members in determining the amount of money to which the Class Member is entitled during this stage of the process. For example, you may have to demonstrate that you were required to use DuPont resin.

If individual hearings are necessary to determine the amount of a Class Member’s entitlement, Class Counsel agree to represent individual Class Members on a contingent fee basis subject to terms which will be approved by the Court. Notice will likely be given to Class Members concerning the participation in any individual hearings, if necessary, and any costs implications of participating in those hearings.

If the class action lawsuit is not successful, the Class Members will not be responsible for any legal costs and will not have any other financial obligations because of the class action lawsuit.

Whether or not the class action lawsuit is successful, all Class Members who do not opt out of the class action will be bound by the judgment. This means, for example, that after this lawsuit is over a Class Member could not start its own lawsuit against DuPont Canada for the same claim.

Other matters: The plaintiffs have retained the law firms of Sotos LLP www.sotosllp.com and McCarthy Tétrault LLP www.mccarthy.ca to represent the Class in this lawsuit. The law firms will be paid legal fees only if the lawsuit is successful. The representative plaintiff has agreed that the law firms’ fees will be 25% of the amount recovered plus disbursements, in addition to

any costs the defendant is required to pay. The retainer agreement and any fees charged must be approved by the Court.

For further information about the class action lawsuit you may contact:

- Sotos LLP, Barristers and Solicitors, Suite 1250, 180 Dundas St. West, Toronto, Ontario M5G 1Z8, attention: David Sterns, telephone (416) 977-0007, fax (416) 977-0717 email: dsterns@sotosllp.com
- McCarthy Tétrault LLP, Barristers and Solicitors, Suite 4700, Toronto-Dominion Bank Tower, Toronto-Dominion Centre, Toronto, Ontario M5K 1E6, attention: Jonathan C. Lisus, telephone (416) 601-7848, fax (416) 601-8246 email: jlisus@mccarthy.ca
- Or go to www.dupont-automotiveresins-classaction.ca for further information and to download the statement of claim and other court papers in this action, including the Reasons for Decision and Order of Madam Justice Hoy dated August 27, 2007.

PLEASE DO NOT CALL Madam Justice Hoy or the Registrar of the court. They will not be able to answer your questions about the lawsuit.

December 4, 2007

OPT OUT COUPON
TO:
SOTOS LLP Barristers and Solicitors Suite 1250 180 Dundas Street West Toronto, Ontario M5G 1Z8
Attention: David Sterns Facsimile: (416) 977-0717
I wish to opt out of the DuPont class action.
_____ Signature
Name of Company: please print
Address:

Postal code:

Telephone:

Note: To opt out, this coupon must be completed and received at the above address before [30 *days after Notice served*], 2007.