

KLEIN · LYONS

Personal Injury Law · Consumer Class Actions

FAX TRANSMISSION

TO: GEORGE BAUER
FAX: 1-212-273-4386
FROM: NICOLA HARTIGAN
DATE: DECEMBER 3, 2008
RE: NORTEL ORDER -2ND DISTRIBUTION

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 5

George,

Attached is the entered order.

Thanks,
Nicola

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A Partnership of Law Corporations



No. S015159
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

JANIE JEFFERY and RONALD MENSING

Plaintiffs

AND:

**NORTEL NETWORKS CORPORATION, JOHN A. ROTH,
FRANK A. DUNN, F. WILLIAM CONNOR and CHAHRAM BOLOURI**

Defendants

Brought under the *Class Proceedings Act*, R.S.B.C. 1996, c.50

ORDER

BEFORE)	THE HONOURABLE)	THURSDAY, THE 13 TH
)	MR. JUSTICE GROBERMAN)	DAY OF NOVEMBER,
))	2008
))	

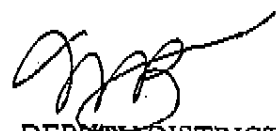
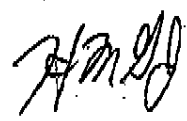
THE APPLICATION of the Plaintiffs coming on for hearing at Vancouver, British Columbia on Thursday, November 13, 2008, **AND ON HEARING** Nicola C. Hartigan counsel for the Plaintiffs, and on hearing Greg Nash, counsel for the Defendants Nortel Networks Corporation, John A Roth, F. William Connor and Chahram Bolouri, **AND** subject to the issuance of concurring orders by each of the applicable Courts,

THIS COURT ORDERS THAT:

1. for the purposes of this Order, capitalized terms not defined herein shall have the meaning assigned to them in the Stipulation and Agreement of Settlement (Nortel I) dated June 20, 2006 and in the Order of this Court dated April 22, 2008 unless otherwise indicated;
2. with respect to the British Columbia Class the previously Disputed Rejected Claims now cured or found to be acceptable are approved and shall be paid forthwith in cash the equivalent amount of their Recognized Claims that has been paid to the Accepted Claimants pursuant to the Initial Class Distribution Orders, provided that for each Settlement Share ^{that} would have been awarded had such Claim been paid previously, the Claimant shall be paid \$8.0823 USD in cash;
3. with respect to the British Columbia Class, the otherwise acceptable but late claims submitted from December 5, 2007 through July 24, 2008 (as well as any other such claims as determined by Plaintiff's Counsel and GCG provided they were received by GCG on or before July 24, 2008) are approved and shall be paid forthwith in cash the equivalent amount of their Recognized Claims that has been paid to the Accepted Claimants pursuant to the Initial Class Distribution Orders, provided that for each Settlement Share that would have been awarded had such Claim been paid previously, the Claimant shall be paid \$8.0823 USD in cash;
4. cash distributions that are addressed to Canadian addresses shall be issued forthwith in Canadian dollars, and all other cash distributions will be issued in U.S. dollars, and GCG is authorized to convert sufficient U.S. dollars in the Net Cash Settlement Fund to Canadian dollars to make the Canadian dollar payments, and the cash distributions made to Canadian addresses shall be based upon the exchange rate received by GCG upon such conversion;
5. jurisdiction is retained by the Court to consider any further appropriate applications concerning claims by British Columbia Class members that are submitted to GCG asserting that the payment provided in the initial distribution was incorrect, or relating to payments to GCG or plaintiff's counsel or the administration of the Settlement as it relates to this Action and members of the British Columbia Class;


6. except as may be provided herein, no Proof of Claim initially submitted by any British Columbia Class member after July 24, 2008 may be accepted


BY THE COURT



DEPUTY DISTRICT REGISTRAR

Approved as to form:



Solicitor for the Plaintiffs

Solicitor for the Defendants
Nortel Networks Corporation,
John A. Roth, F. William Conner
and Chahram Bolouri

BETWEEN:

IN THE SUPREME COURT OF BRITISH COLUMBIA

JANIE JEFFERY and RONALD MENSING

AND:

NORTEL NETWORKS CORPORATION, JOHN A ROTH,
FRANK A. DUNN, F. WILLIAM CONNOR and
CHAHIRAM BOLOURI

Defendants

ORDER

KLEIN LYONS
Barristers and Solicitors
100 - 1333 West Broadway
Vancouver, British Columbia
V6H 4C1
Telephone: 604-874-7171
Facsimile: 604-874-7180
Attention: David A. Klein and
Nicola C. Hartigan

DYE & DURHAM

No. S015159
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Plaintiffs