

FINALIZATION OF SETTLEMENT
FOLLOWING THE PRE-APPROVAL NOTICE
OF SEPTEMBER 24th, 2012

NOTICE REGARDING YOUR CLAIM

Danone Activia® and DanActive® Settlement Program in Canada

NOTICE OF SETTLEMENT AGREEMENT

PLEASE READ THIS NOTICE CAREFULLY AS IT MAY AFFECT YOUR LEGAL RIGHTS

WHY YOU HAVE RECEIVED THIS NOTICE:

If you have received this notice, it is because you have already made a claim or opted out further to a prior notice advising you that a settlement was to be submitted for approval by the Superior Court of Québec. This notice is to advise you that a settlement has now been approved by the Court such that the Compensation available to you, if you have made or make a valid and timely claim, has been increased in the manner described below.

THE CLASS:

A settlement has been reached and was approved by the Superior Court of Quebec on May 27, 2013 with respect to the class action commenced against Danone Inc. and The Dannon Company, Inc., by Emmanuelle Sonogo before the Superior Court of Quebec under docket number 500-06-000482-097 on behalf of the Class defined as:

All Persons residing in Canada who have purchased in Canada between April 1, 2009 and November 6, 2012 Activia® yogurt products or DanActive® probiotic drink products.

Excluded from the Class are all Persons who timely and validly requested exclusion from the Class pursuant to the Pre-Approval Notice, or who timely and validly request exclusion from the Class pursuant to the present notice.

ADDITIONAL COMPENSATION UNDER THE COURT APPROVED SETTLEMENT:

Because you have already submitted a claim, you have the right to submit an amended claim OR a new claim OR opt out. Class Members who have already submitted a valid claim and do not send in an amended claim or a new claim will automatically be entitled to receive the following Compensation from Danone Inc.:

- If the initial compensation entitled to (based on the signature and solemn declaration provided) was 15\$, they will then receive 30\$. They are not required to do anything more. No new claim is required;
- If their initial proof or proofs of purchase submitted show purchase(s) of less than 30\$, they will then receive 30\$. They are not required to do anything more. No new claim is required;

- If their initial proof or proofs of purchase submitted show purchase(s) between 30.01\$ and 50\$, then they will receive the initial amount, unless they have provided copies of receipts which show purchases of over 50\$. If they have provided copies of receipts which show purchases of over 50\$, they will then receive the amount of purchases, up to a maximum of 100\$. They are not required to do anything more. No new claim is required;

Class Members who have not provided copies of receipts in their initial claim may submit an amended Claim Form OR a new claim, with copies of receipts which show purchases of over \$30.00. They will then receive the amount of purchases, up to a maximum of 100\$.

Class Members who have provided copies of receipts in their initial claim may submit an amended Claim Form OR a new claim, with additional copies of receipts. They will then receive the total amount of purchases, up to a maximum of 100\$.

Class Members who have already opted out and do not want to opt out anymore have the right to submit a claim under the terms of the Court approved Settlement Agreement.

IMPORTANT DATES – WHEN TO MAKE A CLAIM:

To receive additional Compensation, Class Members must make a claim in the following way:

The Claim Form must be postmarked, sent by e-mail (info@collectiva.ca) or completed on the Claim Web Site www.collectiva.ca no later than August 27, 2013.

FURTHER INFORMATION:

A complete copy of the Court approved Settlement Agreement, and detailed information on how to obtain or file a Claim Form, are available on the following Claim Web Site [www.collectiva.ca]. To obtain a paper copy, please call Collectiva at 1-800-287-8587.

For any information about the Court approved Settlement or to submit a claim, you may contact the mandated Claims Administrator COLLECTIVA SERVICES EN RECOURS COLLECTIFS INC. at:

Collectiva Services en recours collectifs Inc.
285, Place D'Youville, bureau 9
Montréal (Québec) H2Y 2A4
Tel. : (514) 287-1000
Toll Free : 1-800-287-8587
Fax : (514) 287-1617
Email : info@collectiva.ca
www.collectiva.ca

Class Counsel, or the law firm representing the Petitioner, is the following:

Me David Assor
Lex Group Inc.
4101 Sherbrooke Street West
Westmount, Quebec H3Z 1A7
Phone 514-451-5500, extension 321

Fax 514-875-8218
davidassor@lexgroup.ca

If there is a conflict between the provisions of this Notice of Settlement Agreement and the Court approved Settlement Agreement (and any of its Schedules), the terms of the Court approved Settlement Agreement shall prevail.

This notice has been approved by the Superior Court of Québec.