

# LEGAL NOTICE

## Notice of certification and approval of class action settlement to former owners of participating life insurance policies purchased from London Life

**YOU SHOULD READ THIS NOTICE if you are a former owner of a lapsed or surrendered class policy, as described below.**

**Class policies** are participating life insurance policies (policies that include the words *with annual dividends* in the policy or plan name) that were issued by London Life in Canada between Jan. 1, 1980, and Dec. 31, 1995.

Class policies also include Econolife policies (policies with the Econolife dividend option) that were issued at any time before Dec. 31, 1995, where the Econolife dividend option was selected on or before Dec. 31, 1995.

Participating life insurance policies in the Equity series, which was discontinued in 1982, and policies originally issued by The Prudential Insurance Company of America are not class policies.

**Former owners** are owners of class policies that lapsed or were surrendered between Jan. 1, 1992, and Apr. 15, 2002, except those who have signed a release of claims they may have against London Life relating to premium offset or to the purchase, issuance, replacement or amendment of the policy.

If you own an in-force class policy, London Life will mail you a separate notice about your in-force policy. This newspaper notice only relates to lapsed and surrendered class policies.

### Why this notice to former owners has been published

A class action settlement has received court approval and is now being implemented. The settlement was reached between London Life and the plaintiffs in class actions in British Columbia, Ontario and Quebec. The class actions primarily relate to allegations against London Life and its representatives concerning premium offset, policy values and income benefits.

In the interest of enhancing policyowner

satisfaction and to provide a final resolution of the class actions, London Life has agreed to provide the benefits specified in the settlement agreement, including the benefits to former owners of class policies, which are summarized below.

The Courts in British Columbia, Ontario and Quebec have certified the lawsuits to proceed as class actions and have approved the settlement agreement, which applies to all former owners of lapsed or surrendered class policies. Each Court held that the settlement is fair, reasonable, adequate, and in the best interests of the class. The Court decisions approving the settlement became final on April 15, 2002.

### Summary of the benefits to former owners

If you are the former owner of a lapsed or surrendered class policy, you have a choice of benefits under the settlement. If you choose one of these benefits you will not be entitled to opt out of the settlement.

#### New policy benefit

You can choose to purchase a new participating life insurance policy appropriate for the age of the person to be insured, subject to London Life's standard underwriting requirements concerning the health and insurability of the person insured. If approved, the new policy will provide insurance on the same person and in the same coverage amount as the lapsed or surrendered class policy or London Life's current minimum coverage amount, if larger. There will be a 50 per cent reduction in the first annual premium for the new policy. If you choose to apply for the new policy benefit, you may not make a claim in the individual claims review process.

#### Individual claims review

By choosing to make an individual claim, class members can participate in an adjudication process to resolve individual claims relating to premium offset, policy values or income benefits. The adjudication process is conducted entirely in writing and includes a right to appeal to an independent adjudicator. The claim review decision and the benefit you receive

will depend on the type of claim you make, the particular attributes of the policy and the evidence relating to the acquisition of the policy.

To obtain benefits, you must make a written request for a *Former owner benefits package* from London Life's Settlement Administration Unit. You may make a written request using the request form included in this notice. **To be a valid request, your written request must be postmarked or delivered to the Settlement Administration Unit within 60 days of the publication date of this notice to former owners.**

### More information

More information about these benefits is available in the *Former owner benefits package*, which you may request as set out above. **This request must be made in writing.**

For additional information, you may contact:

- London Life's Settlement Information Team toll free at 1-877-562-4334 between 8 a.m. and 7 p.m. EDT
- London Life's Internet Web site at [www.londonlife.com](http://www.londonlife.com), or
- the lawyers for the class, who will provide you with information about the settlement at no cost to you.

### For all inquiries from Quebec, Nova Scotia, New Brunswick, Prince Edward Island and Newfoundland and Labrador, contact:

Lauzon Bélanger  
511 Place D'Armes, Suite 200  
Montréal, Québec  
H2Y 2W7

Yves Lauzon/Gilles Gareau  
Phone: 514-287-1000  
Fax: 514-844-7009  
[www.lauzonbelanger.qc.ca](http://www.lauzonbelanger.qc.ca)

### For all inquiries from Manitoba, Saskatchewan, Alberta, British Columbia, Nunavut, the Yukon and the Northwest Territories, contact:

Poyner Baxter  
408 - 145 Chadwick Cr.  
North Vancouver, B.C.  
V7M 3K1

James Poyner/Kenneth Baxter  
Phone: 604-988-6321  
Fax: 604-988-3632  
[www.poynerbaxter.com](http://www.poynerbaxter.com)

### For all other inquiries:

Scarfone Hawkins LLP  
1050 - 120 King Street West  
P.O. Box 926, Stn. LCD 1  
Hamilton, Ontario  
L8N 3P9

David Thompson/Jeffrey Teal  
Phone: 905-523-1333  
Fax: 905-523-5878  
[www.classactionlaw.ca](http://www.classactionlaw.ca)

### Opting out

You may choose to opt out and exclude yourself from the settlement. If you opt out, you will not be entitled to receive any settlement benefits. You will not be able to pursue a lawsuit or make any other claim relating to the matters covered by the settlement unless you opt out.

If you wish to opt out, you must send the *Opt out form for former owners* (below) to the Settlement Administration Unit unless you request a *Former owner benefits package*. To constitute a valid opt out, this form must be postmarked or delivered to the Settlement Administration Unit at the address on the form within 60 days of the publication date of this notice to former owners. If you request a *Former owner benefits package* following the procedure described in this notice, you may also choose to opt out after receiving that package by following the instructions in that package.

**Publication of this notice has been authorized by the Supreme Court of British Columbia, the Ontario Superior Court of Justice and the Quebec Superior Court.**

### Request for *Former owner benefits package*

If you're a former owner of a class policy and wish to seek benefits under the settlement, you must request, in writing, a *Former owner benefits package* from the Settlement Administration Unit. You can do so by completing and returning this request form.

Please print

Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone number: \_\_\_\_\_

Please send me a *Former owner benefits package*.

If there is more than one policyowner, all must sign.

\_\_\_\_\_  
Policyowner signature Date

\_\_\_\_\_  
Policyowner signature (if more than one) Date

If policyowner is a corporation, authorized persons must sign and indicate title. Affix corporate seal, if available. Otherwise, print full legal name of corporation.

**To constitute a valid request, your written request must be postmarked or delivered to the Settlement Administration Unit T-645, London Life, 255 Dufferin Avenue, London, Ontario, N6A 4K1 within 60 days of the publication date of this notice to former owners.**

### Opt out form for former owners

I wish to opt out of the settlement in respect of my lapsed or surrendered class policies listed below. (If the policy number(s) is left blank, I wish to opt out for all eligible policies.)

Please print

Policy number(s): \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone number: \_\_\_\_\_

If there is more than one policyowner, all must sign.

\_\_\_\_\_  
Policyowner signature Date

\_\_\_\_\_  
Policyowner signature (if more than one) Date

If policyowner is a corporation, authorized persons must sign and indicate title. Affix corporate seal, if available. Otherwise, print full legal name of corporation.

**To constitute a valid opt out, this opt out form must be postmarked or delivered to the Settlement Administration Unit T-645, London Life, 255 Dufferin Avenue, London, Ontario, N6A 4K1 within 60 days of the publication of this notice to former owners.**