

April 27, 2012

Hamilton, Ontario

**Class Action Lawsuit Commenced against
407 ETR over Vehicle Permit Plate Renewal Denials**

A Statement of Claim was issued in the Ontario Superior Court of Justice in Toronto on April 27, 2012, claiming declaratory relief, an injunction and damages for abuse of process, breach of contract, restitution and unjust enrichment.

The plaintiffs, Michael Dow, Gwendolyn Miron and Peter Teolis, are bringing the action under the *Class Proceedings Act*, 1992, on behalf of all persons who incurred tolls and/or additional charges to 407 ETR who subsequently filed an assignment in bankruptcy and/or a proposal or consumer proposal under the *BIA*, and who later paid those tolls and/or additional charges to 407 ETR.

The claim is being pursued by Scarfone Hawkins ^{LLP} of Hamilton, a law firm with significant experience in handling class action claims on behalf of plaintiffs.

The Statement of Claim contains allegations which have yet to be proven in Court.

The Statement of Claim alleges that 407 ETR unlawfully uses its Vehicle Permit renewal denial remedy to coerce payment of claims provable in bankruptcy which are subject to a Stay of Proceedings or were otherwise compromised and/or released by operation of the BIA.

A copy of the Statement of Claim is attached.

David Thompson and Matthew G. Moloci of Scarfone Hawkins ^{LLP} are representing the plaintiffs. They say that this proposed class proceeding represents not only the preferable procedure for dealing with this issue, but the only available procedure presenting an opportunity for redress.

For more information contact David Thompson at Scarfone Hawkins ^{LLP}, 905-523-1333 or thompson@shlaw.ca.