

PRESS RELEASE

April 8, 2004 (Hamilton, Ontario)

COURT APPROVES CANADA POST CLASS ACTION SETTLEMENT

The Ontario Superior Court of Justice and the British Columbia Supreme Court have now approved settlement of a class action law suit between Canada Post Corporation, Cybersurf Corp. and 3Web Corp. and consumers who purchased from Canada Post CD-Roms that promised “absolutely free internet and unlimited e-mail access” for life.

A hearing was held in Hamilton on December 22, 2003 and in Vancouver on April 7, 2004. Both Courts approved the settlement as fair, reasonable and in the best interests of class members.

The settlement has now been approved on a national basis and the Defendants are required to publish notice of the settlement in 9 newspapers across Canada. Notices appear today in the Globe & Mail, St. John’s Evening Telegram, Halifax Chronicle Herald, The Gazette, La Presse, Toronto Star, Winnipeg Free Press, Calgary Herald and the Vancouver Sun.

Furthermore, the Defendants are obligated to send notice by electronic mail to the last known e-mail address of each class member to the extent that such e-mail addresses are available to the Defendants.

The e-mail notification is required to be sent by April 17, 2004.

Purchasers of the CD-Rom have until May 24, 2004 to return their CD-Rom to a Canada Post outlet to be entitled to a refund payment equal to the full amount of the original retail price of \$9.95 plus applicable taxes, and may also at their option choose to receive three months’ premium internet service at no cost whatsoever.

David Thompson, of Scarfone Hawkins ^{LLP} in Hamilton, lead counsel for the Class, said he is very pleased with the approval of the settlement on a national basis by the Ontario and British Columbia Courts.

“Actions such as these are extremely important in that they achieve access to justice, judicial economy and behaviour modification”, said Thompson.

Canada Post reports having sold approximately 150,000 CD-Roms in its 900 retail outlets across Canada between late 2000 and summer 2001.

The CD-Rom provided access to the free internet and e-mail service only for a limited period of time after which the service had to be discontinued due to business constraints. Users were presented with pop-up messages that indicated that continuation of the service could be

obtained, however, it would no longer be free, but rather would cost \$9.95 per month.

Scarfone Hawkins^{LLP} is a law firm with significant experience in handling complex class action claims on behalf of plaintiffs.

Scarfone Hawkins^{LLP} acted as lead counsel in successful settlement of claims against London Life Insurance Company and Canada Life Assurance Company involving “premium off-set” life insurance policies, on behalf of more than 1 million policyholders across Canada.

Scarfone Hawkins^{LLP} also acts in a class action lawsuit against Bell Canada relating to alleged unilateral billing changes in Bell’s First RateTM long distance plan. That action has been settled and Court approval of the settlement is pending.

Scarfone Hawkins^{LLP} also acts in a class action claim against Dr. Salim Daya and Hamilton Health Sciences Corporation in respect of alleged unnecessary and inappropriate surgery performed on 93 patients between January, 1998 and April, 2003.

More information is available on the Scarfone Hawkins^{LLP} class action website at www.classactionlaw.ca.

For more information, contact David Thompson at Scarfone Hawkins^{LLP} at 905-523-1333.