

CANADA

**PROVINCE OF QUÉBEC
DISTRICT OF QUÉBEC**

N° : 200-06-000258-239

SUPERIOR COURT
(Class Action)

CARL LATULIPPE

Plaintiff

v.

CANADIAN HOCKEY LEAGUE

-and-

**QUÉBEC MAJOR JUNIOR HOCKEY
LEAGUE**

-and-

**LES SAGUENÉENS JUNIOR MAJEUR
DE CHICOUTIMI**

-and-

**CLUB DE HOCKEY LES REMPARTS
DE QUÉBEC (2014) INC.**

-and-

**CLUB DE HOCKEY JUNIOR MAJEUR
DE BAIE-COMEAU INC.**

-and-

**LE CLUB DE HOCKEY DE L'OCÉANIC
DE RIMOUSKI INC.**

-and-

**LES TIGRES DE VICTORAVILLE
(1991) INC.**

-and-

**CLUB DE HOCKEY SHAWINIGAN INC.,
also known as the CATARCTES DE
SHAWINIGAN**

-and-

**7759983 CANADA INC., also known as
the CLUB DE HOCKEY LE PHOÉNIX DE
SHERBROOKE**

-and-

**CLUB DE HOCKEY DRUMMOND INC.,
also known as the LES VOLTIGEURS DE
DRUMMONDVILLE**

-and-

**LE CLUB DE HOCKEY JUNIOR
ARMADA INC., also known as the
L'ARMADA DE BLAINVILLE-
BOISBRIAND**

-and-
LES OLYMPIQUES DE GATINEAU INC.
-and-
**LES FOREURS DE VAL D'OR (2012)
INC.**
-and-
**LES HUSKIES DE ROUYN-NORANDA
INC.**
-and-
**LE TITAN ACADIE BATHURST (2013)
INC.**
-and-
**CLUB DE HOCKEY LES WILDCATS DE
MONCTON LIMITÉE**
-and-
**SAINT JOHN MAJOR JUNIOR HOCKEY
CLUB LIMITED, also known as the SEA
DOGS DE SAINT JOHN**
-and-
**CAPE BRETON MAJOR JUNIOR
HOCKEY CLUB LIMITED
PARTNERSHIP, also known as the
CAPE BRETON EAGLES HOCKEY
CLUB**
-and-
**HALIFAX MOOSEHEADS HOCKEY
CLUB**
-and-
**8515182 CANADA INC., also known as
the ISLANDERS DE
CHARLOTTETOWN**

Defendants

**NOTICE TO CLASS MEMBERS CONCERNING THE AUTHORISATION OF A CLASS
ACTION AGAINST THE QUÉBEC MAJOR JUNIOR HOCKEY LEAGUE (QMJHL)¹
AND ITS TEAMS**

NOTICE DATED DECEMBER 7, 2024

**IF YOU WERE ABUSED AS A MINOR WHILE PLAYING IN THE QMJHL, THIS NOTICE
MAY AFFECT YOUR RIGHTS. PLEASE READ IT CAREFULLY.**

¹ Now known as the Québec Maritimes Junior Hockey League.

1. Please be advised that by judgment dated April 10, 2024, the Superior Court of Québec authorized the filing of a class action on behalf of victims of abuse suffered in the QMJHL while they were minors.

2. **The persons concerned by this class action are the following:**

"All hockey players who were abused as minors in the Québec Major Junior Hockey League since July 1, 1969;*

** The term "abuse" refers to any form of physical, sexual and/or psychological aggression, including being confined, shaved, stripped, drugged and/or forcibly intoxicated, forced or encouraged to physically and/or sexually assault others, forced to drink or eat urine, saliva, semen, feces and/or other abject substances, forced to self-inflict injuries, or forced to commit acts of bestiality;"*

3. The class action was authorized against the Canadian Hockey League, the Québec Major Junior Hockey League and the current owners of its teams. As such, the defendants are : CANADIAN HOCKEY LEAGUE, THE QUÉBEC JUNIOR HOCKEY LEAGUE, LES SAGUENÉENS JUNIOR MAJEUR DE CHICOUTIMI, CLUB DE HOCKEY LES REMPARTS DE QUÉBEC (2014) INC., CLUB DE HOCKEY JUNIOR MAJEUR DE BAIE-COMEAU INC., LE CLUB DE HOCKEY DE L'OCÉANIC DE RIMOUSKI INC., LES TIGRES DE VICTORIANVILLE (1991) INC., CLUB DE HOCKEY SHAWINIGAN INC., (CATARACTES DE SHAWINIGAN), 7759983 CANADA INC. (PHOÉNIX DE SHERBROOKE), CLUB DE HOCKEY DRUMMOND INC. (VOLTIGEURS DE DRUMMONDVILLE), LE CLUB DE HOCKEY JUNIOR ARMADA INC. (L'ARMADA DE BLAINVILLE-BOISBRIAND), OLYMPIQUES DE GATINEAU INC., LES FOREURS DE VAL D'OR (2012) INC., LES HUSKIES DE ROUYN-NORANDA INC., LE TITAN ACADIE BATHURST (2013) INC., CLUB DE HOCKEY LES WILDCATS DE MONCTON LIMITÉE, SAINT JOHN MAJOR JUNIOR HOCKEY CLUB LIMITED (SEA DOGS DE SAINT JOHN), CAPE BRETON MAJOR JUNIOR HOCKEY CLUB LIMITED PARTNERSHIP (CAPE BRETON EAGLES HOCKEY CLUB), HALIFAX MOOSEHEADS HOCKEY CLUB ET 8515182 CANADA INC. (ISLANDERS DE CHARLOTTETOWN);

4. The main questions of fact or law that will be dealt with collectively in this class action are as follows:

- 1) Did abuse of minor hockey players occur in the QMJHL?
- 2) Is there systemic negligence on the part of the Defendants regarding the abuse of Class members?
- 3) Are the Defendants legally responsible for the abuses suffered by Class members while playing for one of the QMJHL franchises under the Civil Code of Québec and/or the Charter of Human Rights and Freedoms?

- 4) Should the Defendants be held solidarily liable for the non-pecuniary and pecuniary damages suffered by Class members?
- 5) What types of damages are common to victims of abuse?
- 6) Can parameters of damages be determined according to the severity of the abuse perpetrated and/or the severity of the effects, and if so, what are they?
- 7) Did the Defendants intentionally violate the rights of Class members protected by the Charter of Human Rights and Freedoms?
- 8) Should the Defendants pay punitive and exemplary damages, given the seriousness of their misconduct and the need to deter such reprehensible and intolerable behaviour in our society?
- 9) If so, what is the appropriate quantum of punitive and exemplary damages to be recovered collectively, all to punish and deter the Defendants' conduct?
- 10) Should the Defendants be held solidarily liable for the payment of punitive and exemplary damages?

5. The conclusions sought are as follows:

GRANT Plaintiff's action;

CONDEMN the Defendants solidarily to pay Plaintiff the amount of \$400,000 in non-pecuniary damages, with interest from the date of service of the Application for authorization to institute a class action and to obtain the status of representative, as well as the additional indemnity provided by law from that date;

CONDEMN the Defendants solidarily to pay Plaintiff the amount of \$250,000 in pecuniary damages, with interest from the date of service of the Application for authorization to institute a class action and to obtain the status of representative, as well as the additional indemnity provided for by law from that date;

CONDEMN the Defendants solidarily to pay an aggregate amount of \$15,000,000 in punitive and exemplary damages on behalf of the Group, with interest from the date of service of the Application for authorization to institute a class action and to obtain the status of representative, as well as the additional indemnity provided by law from that date;

DECLARE:

a) That all Class members are entitled to be compensated for non-pecuniary damages suffered as a result of the Defendants' wrongdoing including, but not limited to, all moral damages, suffering, troubles and other inconveniences suffered, according to parameters to be determined at the trial on the collective issues;

b) That all Class members are entitled to be compensated for pecuniary damages suffered as a result of the Defendants' wrongdoing including, but not limited to, loss of income, loss of earning capacity, and out-of-pocket expenses related to therapy;

ORDER individual recovery of Class members' claims for compensatory damages in accordance with Articles 599 to 601 C.C.P.;

ORDER the collective recovery of claims for punitive and exemplary damages and the liquidation of Class members' claims in accordance with the provisions of Articles 595 to 598 C.C.P.;

CONDEMN the Defendants solidarily to pay the costs and expenses related to the administration and distribution of amounts to Class members;

CONDEMN the Defendants solidarily to pay to each Class member the compensatory damages they have suffered, plus interest at the legal rate and the additional indemnity provided for in Article 1619 of the Civil Code of Québec on all amounts, and this since the service of the Application for authorization to institute a class action and to obtain the status of representative;

THE WHOLE with legal fees, including all costs of experts, exhibits and notices to Class members;

6. The representative in this class action is Carl Latulippe. The class action has been filed in the judicial district of Québec.
7. Class members will be bound by any judgment to be rendered and will be entitled to benefit from any settlement agreement that may be approved by the Court in connection with the class action unless they exclude themselves. It is not necessary for a member to register in the class action to benefit from the class action and/or any court-approved settlement agreement, if any.
8. If you have any questions, it is strongly recommended that you contact class counsel at the coordinates below, in order to be adequately informed of your and to fully understand the legal impacts of the class action. A class member who

wishes to opt out must do so within three (3) months of this notice, *i.e.*, **by March 7, 2025, at 23:59 p.m.**, as follows:

- a. A member who has not already instituted an individual legal action against the Defendants to obtain compensation for damages related to abuse may exclude himself by notifying the clerk of the Superior Court of the District of Québec, the whole in accordance with Article 580 of the Code of Civil Procedure;
 - b. A member who has already instituted an individual legal action against the Defendants to obtain compensation for damages related to abuse that would be available in a judgment in the class action is deemed to have excluded himself if he does not withdraw from his individual action before the expiry of the exclusion period.
9. A Class member may have his intervention accepted by the Court if it is considered useful to the group.
 10. A Class member, other than the representative or an intervener, cannot be ordered to pay legal costs.
 11. Class members are invited to contact the group's lawyers for more information on the class action and to find out about their rights. **Communications are free, confidential and protected by professional secrecy:**

Mtre. David Stolow, dstolow@kklex.com
Mtre. Robert Kugler, rkugler@kklex.com
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12. **The Court has authorized the use of pseudonyms to identify Class members (other than the Plaintiff, who has chosen to disclose his name) in proceedings, exhibits or any other document filed with the Court, in order to preserve their anonymity.**
13. **ATTENTION:** This notice does not concern the action brought by Daniel Carcillo, Garrett Taylor and Stephen Quirk against the CHL, the QMJHL, the Ontario Hockey League, the Western Hockey League and their teams (file CV-20-00642705-00CP) (the "**Carcillo Case**") concerning the systemic abuse suffered by players playing in these leagues.

This notice has been authorized by the Honourable Jacques G. Bouchard, Judge of the Superior Court of Québec.