

***Robertson v. ProQuest Information and Learning LLC, CEDROM-SNi Inc.,  
Toronto Star Newspapers Ltd. and Rogers Publishing Limited***

**CLASS ACTION CLAIM FORM**  
**Deadline to Submit Claims: October 15, 2011**

**Part 1 - Your Contact Information**

First (Given) Name:

\_\_\_\_\_

Middle Names:

\_\_\_\_\_

Last (Family) Name:

\_\_\_\_\_

Street Address:

\_\_\_\_\_

City/Town:

\_\_\_\_\_

Province:

Postal Code:

\_\_\_\_\_

Country:

\_\_\_\_\_

Telephone number:

\_\_\_\_\_

E-mail address:

\_\_\_\_\_

**Part 2 - Lists Your Works Published by Toronto Star, Rogers, Canwest or their Affiliates**

**Literary Works<sup>1</sup>:** list any articles and other literary works that

- (1) were published in print in Canada by Toronto Star Newspapers Ltd., Rogers Publishing Limited, Canwest Publishing Inc., their predecessors or their affiliates (including all divisions, subsidiaries, affiliated companies, parent companies, successors, assigns, licensees and sub-licensees) (collectively the “Publishers”); and
- (2) were made available through an electronic database (e.g. ProQuest) pursuant to the purported authorization or permission of one of these Publishers.

**Note:** the claims administrator will use the publication list (available on the claims administrator’s website) to determine whether articles or other literary works are eligible for compensation. ***Works in publications not included on the publication list are not eligible for compensation unless you can provide sufficient documentation showing that they meet the above two criteria.***

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<sup>1</sup> Literary works means any original literary work (including newspaper and magazine articles, book excerpt, etc.) that first appeared in a newspaper, magazine, periodical, book, newsletter, journal or other paper-based publication in Canada and a copy of which has been disseminated through commercial online databases operated by or authorized by the defendants containing text-based reproductions.

### List of Your Works

Author	Title of work and type of work (e.g. article, book excerpt, etc.)	Publication in which the work appeared <sup>2</sup>	Date published in print	# of words (approx.)

(attach additional sheets as necessary)

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<sup>2</sup> If the work was published for a publication not on this list or during a time period outside of the eligibility period specified on the list, you should provide any documentation that supports your claim that it is eligible for compensation.

### Part 3 - Entitlement, Election & Certification

#### Your Basis of Entitlement

What is the basis of your entitlement? (X appropriate boxes)

<input type="checkbox"/> <b>Author</b> of the works listed above.
<input type="checkbox"/> <b>Assignee:</b> the author assigned to me the copyrights in the works listed above: <input type="checkbox"/> I attach a copy of the written assignment(s) <input type="checkbox"/> I cannot attach a copy of the written assignment(s). <sup>3</sup>
<input type="checkbox"/> <b>Personal Representative of Deceased Author:</b> the author is deceased and I am the personal representative of the estate of the author of the works listed above: <input type="checkbox"/> I attach a copy of the will appointing me as executor or trustee, or <input type="checkbox"/> I attach a copy of a court order appointing me as administrator, or <input type="checkbox"/> I attach other evidence showing I am the personal representative of the author's estate, or <input type="checkbox"/> I cannot attach evidence showing I am the personal representative of the Creator's estate. <sup>4</sup>
<input type="checkbox"/> <b>Author Living But Incapable:</b> the author of the works listed above is not deceased, but is unable to complete the Claim Form. I am a member of the author's family or a personal representative. <sup>5</sup>
<input type="checkbox"/> <b>Other:</b> (Please explain and attach any corroborating document <sup>6</sup> ) _____ _____ _____ _____ _____ _____ _____

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<sup>3</sup> No compensation will be awarded to assignees who cannot file copies of the written assignment(s) on which their entitlement is based.

<sup>4</sup> No compensation will be awarded to personal representatives of estates who cannot file copies of will, court order or other evidence satisfactory to the claims administrator.

<sup>5</sup> The Claims Administrator may request corroboration, e.g. showing that the claimant is a member of the author's family. If the claim is accepted on this basis, the compensation cheque will be made payable to the author, not to the claimant.

<sup>6</sup> For example, if you are the personal representative of a deceased assignee's estate, you should attach copies of the assignment(s) as well as the will, court order or other evidence showing you represent that estate.

**Certification**

I hereby certify that

- (a) I am not claiming for any works that were created in the course of my or the author's employment;
- (b) I am not claiming for any works for which I have signed a written agreement granting the right to place the works in an electronic database; and
- (c) all information I have provided on this form is true to the best of my knowledge and belief.

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Date

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Signature

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Print Name

**IT IS A SERIOUS OFFENCE TO MAKE A FALSE STATEMENT.**