

## SCHEDULE “D”

### NOTICE OF HEARING FOR THE APPROVAL OF A SETTLEMENT IN THE QUEBEC CLASS ACTION AGAINST SYMANTEC CORPORATION.

***Carrière v. Symantec Corporation***  
Court File Docket No. 500-06-000894-176

THIS NOTICE MAY AFFECT YOUR RIGHTS. PLEASE READ IT CAREFULLY.

#### PURPOSE OF THIS NOTICE

You are receiving this Notice because you may be part of an authorized class action brought by Michel Carrière (the “**Plaintiff**”) in the Superior Court of Quebec against Symantec Corporation (“**Symantec**”, now Gen Digital Inc. (“**Gen Digital**”) or the “**Defendant**”), bearing Court File No. 500-06-000894-176 (the “**Quebec Class Action**”). The parties have reached a settlement (the “**Settlement**”).

**This notice describes the Settlement in greater detail, including who it applies to, the details of the Settlement, and the process by which Class Members will be compensated. The Settlement must be approved by the Court before it is finalized.**

As a Class Member, you have a right to take part in the approval hearing if you wish. The process for taking part in the approval hearing is set out below.

#### THE QUEBEC CLASS ACTION

The Quebec Class Action alleges that between July 24, 2010 and June 27, 2016 (the “**Class Period**”), certain Norton antivirus products licensed by Symantec (*Norton™ Antivirus, Norton™ Internet Security, Norton™ Security, Norton™ Security with Backup, Norton 360™ or Norton™ One*) (collectively, the “**Norton Products**”) contained security vulnerabilities and design defects during the Class Period which reduced their utility and caused threats to users’ computer systems.

The Class comprises: all natural persons resident in Quebec at the time they purchased and/or licensed, for purposes other than their business, any of the Norton Products at any time during the Class Period.

Symantec denies the allegations in the Quebec Class Action and maintains that none of the Norton Products contained vulnerabilities or design defects that reduced their utility or caused threats to computer systems. The Settlement is a compromise of disputed claims, without any admission of liability, wrongdoing, or fault on the part of the Defendant, or any admission of concessions on the part of the Plaintiff.

A parallel class action for purchasers of the Norton Products in Ontario bearing Court File No. CV-16-562278-00CP (the “**Ontario Class Action**”) has also been settled as part of the Settlement, subject to the approval of the Ontario Superior Court of Justice.

#### TERMS OF THE SETTLEMENT

The detailed terms of the Settlement are set out in the settlement agreement between the parties (the “**Settlement Agreement**”). A copy of it can be found at <https://kklex.com/court-authorizes-class-action-for-defective-norton-products/> or [www.nortonproductsettlement.com](http://www.nortonproductsettlement.com). A copy can

also be obtained by contacting Class Counsel (see page 3 below). This notice contains a summary of some of the terms of the Settlement Agreement. If there is a conflict between this notice and the Settlement Agreement, the terms of the Settlement Agreement shall prevail.

Under the Settlement, the Defendant will provide certain benefits to Class Members. Considering the number of Class Members in Québec and Ontario, the benefits that Gen Digital will make available to Class Members, as consideration for the Settlement, are evaluated by Class Counsel at over \$30,000,000, including, but not limited to, the \$6,000,000 cash payment and the monetary value of the Free Licenses and Discount Codes. Each Class Member will be entitled to choose one of the two following options by submitting a Claim:

**Option 1:** a \$5 CAD payment plus either a 90-day free licence of *Norton AntiVirus Plus* (“**Free License**”) valued at \$7.50 CAD or a Discount Code for the value of \$7.50 CAD to be applied toward the purchase of another Norton brand product sold by Gen Digital.

OR

**Option 2:**

- (a) Class Members who had a licence for less than three (3) years during the Class Period: either a 180-day Free Licence valued at \$15 CAD or a Discount Code for the value of \$15 CAD to be applied toward the purchase of another Norton brand product sold by Gen Digital.
- (b) Class Members who had a licence for three (3) years or more during the Class Period: either a 365-day Free Licence valued at \$30 CAD or a Discount Code for the value of \$30 CAD to be applied toward the purchase of another Norton brand product sold by Gen Digital.

The Defendant will pay \$6,000,000 CAD to establish a fund that will be used to make the \$5 CAD payments to Class Members who choose Option 1 in both the Quebec Class Action and the Ontario Class Action (the “**Settlement Fund**”). If a portion of the Settlement Fund remains unclaimed and undistributed by the Claims Deadline, Class Members who chose Option 1 and who held licences of the Norton Products for two (2) years or more during the Class Period shall receive additional cash payments pro rata, up to a maximum of \$5 CAD for each full year licence purchased during the Class Period.

The Defendant will provide Free Licences or Discount Codes to Class Members ranging from \$7.50 CAD to \$30 CAD depending on the compensation option that a Class Member selects and the length of time for which the Class Member licensed a Norton Product during the Class Period. The Defendant will pay the costs of the administration of the Settlement.

At the hearing of the Application for Approval of the Settlement, Class Counsel will also seek Court approval of their share of the legal fees payable by the Defendant as per the Settlement for their work on this class action over the past seven (7) years.

Specifically, subject to the Court’s approval, Class Counsel in the Ontario and Quebec Class Action will collectively receive \$5,040,000 CAD plus applicable taxes (calculated at the date of payment), over and above the Settlement Benefits paid to Class Members.

In addition, the Defendant will pay \$172,000 CAD to Ontario Class Counsel and \$192,393.92 CAD to Quebec Class Counsel for disbursements, inclusive of taxes. Class Counsel also intends to seek the Courts’ approval of mediation fees totaling \$40,763.22, inclusive of applicable taxes,

to be paid out of the Settlement Fund.

## **HEARING FOR THE APPROVAL OF SETTLEMENT**

The Settlement is subject to Court approval. The Quebec Superior Court will preside a hearing to determine whether it will approve the Settlement on **February 28, 2024, at 9:15 a.m., in room 15.08** of the Montréal Courthouse located at 1 Notre-Dame Street East in Montréal and via Teams at this [link](#). This link will also be posted on class counsel's website at: <https://kklex.com>.

The Plaintiff and Class Counsel strongly recommend approval of the Settlement, being of the view that it is in the best interests of the Class Members.

You do not have to attend the hearing to benefit from the Settlement if it is approved.

However, if you wish to object to the approval of the Settlement or the approval of Class Counsel's fees, you have the right to do so by providing Class Counsel with a signed notice of objection **no later than February 23, 2024**. Any written submissions must include:

- The Court (Quebec Superior Court) and Court Docket Number of the Class Action (500-06-000894-176);
- Your name and contact information;
- A brief statement of the reasons why you object to the Settlement;
- Your email address, if any, associated with the account held with the Defendant for your licence of the Norton Products; and
- Confirmation of whether you intend to attend the Settlement Approval Hearing.

Please note that any written submissions will NOT be confidential, and they will be shared with the Defendant and filed publicly with the Court.

### **For further information**

For more information and to obtain a complete copy of the terms of the Settlement, you can access the following website: <https://kklex.com>. If you have any questions, you can contact class counsel, the law firm Kugler Kandestin LLP, by mail, email or telephone.

**Me Pierre Boivin**  
**Me Robert Kugler**

Kugler Kandestin LLP  
1 Place Ville-Marie, Suite 1170  
Montréal QC H3B 2A7 Canada  
Tel: 514 878-2861  
Fax: 514 875-8424  
Email: [pboivin@kklex.com](mailto:pboivin@kklex.com); [rkugler@kklex.com](mailto:rkugler@kklex.com)  
<https://kklex.com>

**This Notice was approved by the Superior Court of Quebec.**