

HSA Class Action
Update – October 20, 2020
Bulletin #17
(Further Update on the Status of the Settlement of the Hewitt Action)

In our last update (Bulletin #16) we advised that there had been a settlement in the Hewitt Action and that on September 2 and 10, 2020, we had appeared before Justice Punnett to obtain his Lordship's clarification with respect to his earlier Reasons for Judgment.

On October 8, 2020, we received Justice Punnett's Reasons for Judgment on the clarification request. A copy can be found [here]. Briefly, Justice Punnett ruled that the Trustees were entitled to deduct, from the Hewitt settlement payment, the Trustees' legal fees and litigation-related expenses which they had incurred in pursuing the Hewitt Action.

The estimated proceeds from the Hewitt settlement, net of the Trustees' legal fees is \$3,134,885.00. Church & Company's contingency fee and taxes are deductible from this amount.

We had also sought directions from the Court as to how Church & Company should deal with certain unclaimed monies from the first settlement payment. Justice Punnett directed that we seek clarification from a class member regarding his intention. Once we have completed our inquiries, we will be in a better position to advise the class members as to when we expect to be in a position to distribute the second set of cheques to class members

If you are writing to provide us with an updated address, please write or email us at the addresses below. Include in your correspondence your name, current postal address, phone number and email address.

Church & Company
Attention: HSA Class Action
900 – 1040 West Georgia Street
Vancouver, British Columbia
V6E 4H1

Email: info@churchlegal.com