

## **NORTON ANTIVIRUS CLASS ACTION**

### **NOTICE OF CERTIFICATION**

**THIS NOTICE IS IMPORTANT TO YOU.**

**IT IS PUBLISHED BY ORDER OF THE ONTARIO SUPERIOR COURT OF JUSTICE.**

This notice is directed to:

All individuals who, between July 24, 2010 and June 27, 2016, were located in the province of Ontario and, for personal, family or household purposes, and not for business purposes, (a) purchased or licensed one or more of the following Norton-branded software products Norton™ AntiVirus, Norton™ Internet Security, Norton™ Security, Norton™ Security with Backup, Norton 360™, Norton™ One (collectively, the "Norton Products") through the websites [www.norton.com](http://www.norton.com) or [www.symantec.com](http://www.symantec.com), or (b) paid to renew a purchase or license of one or more of the Norton Products through an automatic renewal service provided by Symantec (the "Class Members" or the "Class").

#### **THE CERTIFICATION ORDER**

On November 14, 2018, the Ontario Superior Court of Justice (the "Court") certified the action *Lawrence et al. v. Symantec Corporation.*, Court File No. V-16-562278-00CP (the "Class Action") as a class proceeding and appointed Ryan Lawrence and Florence Fazari as representative plaintiffs (the "Representative Plaintiffs") for the Class. The defendant in the Class Action is Symantec Corporation ("Symantec"), which manufactures and sells the Norton Products.

The Class Action relates to certain alleged defects in Norton Products. On behalf of Class Members, the Representative Plaintiffs allege that longstanding and serious vulnerabilities made the protection and security features of the Norton Products ineffective and that the Norton Products made users more susceptible to security breaches due to hacking, malware, and computer viruses. The Representative Plaintiffs seek compensation on behalf of Ontario residents who purchased or licensed the Norton Products through Symantec's websites, [www.norton.com](http://www.norton.com) and [www.symantec.com](http://www.symantec.com) or who paid to renew their purchase or license of a Norton Product through an automatic renewal service provided by Symantec.

The certification order means that the Class Action may proceed to trial as a class action. Certification is a preliminary procedural matter. The merits of the claims in the Class Action, and the allegations of fact on which the claims are based, have not been finally determined by the Court. Symantec denies that the claims in the action have merit.

#### **DO NOTHING IF YOU WANT TO PARTICIPATE IN THE CLASS ACTION**

Class Members who want to participate in the Class Action are automatically included and need not do anything at this time.

#### **YOU MUST OPT OUT IF YOU DO NOT WANT TO PARTICIPATE IN THE CLASS ACTION**

Class Members who do not want to participate in the Class Action must opt out. If you want to opt

out of the Class Action, you must complete a signed letter stating that you elect to opt out of the Norton AntiVirus Class Action and the letter must provide all of the following information:

- (i) The Norton Product(s) you purchased;
- (ii) The date(s) you purchased, or paid for the renewal of, the Norton Product(s);

AND

- (iii) Your name, address, telephone number, and signature. If you are submitting an opt-out request on behalf of a corporation or other entity, you must state your position and authority to bind the corporation or entity.

Your opt-out request must be sent by email, fax or mail to:

Investigation Counsel P.C.  
Re: Norton AntiVirus Class Action  
350 Bay Street, Suite 300  
Toronto ON M5H 2S6  
Email: [nortonclassaction@investigationcounsel.com](mailto:nortonclassaction@investigationcounsel.com)  
Fax: 416-637-3445

**In order for your opt out request to be valid, it must be postmarked or received no later than February 25, 2019 and it must contain all of the required information.**

Each Class Member who does not opt out of the Class Action will be bound by the terms of any judgment or settlement, whether favourable or not, and will not be allowed to prosecute an independent action against Symantec for any of the factual matters raised in the Class Action. If the Class Action is successful, you may be entitled to share in the amount of any award or settlement recovered. A Class Member who opts out will not be entitled to participate in the Class Action and will not be entitled to share in the amount of any award or settlement.

A minor or a mentally incapable Class Member cannot be opted out of the Class without permission of the Court. The Children's Lawyer and/or the Public Guardian and Trustee, as applicable, must receive notice of such an opt-out request.

#### **NO DIRECT COST TO YOU**

The Representative Plaintiffs have entered into a contingency fee retainer agreement with law firm Investigation Counsel P.C. which provides that counsel will be paid only if the Class Action is successful or costs are recovered from the Defendant. If the action is successful, either through judgment on the common issues or by way of an approved settlement, the legal fees will be set by the Court, and the Court may order that these fees be paid out of the settlement proceeds or by the Defendant.

If the class action is not successful, you will NOT be responsible for any legal costs of the Class Action and will NOT have any other financial obligations because of the Class Action.

#### **ADDITIONAL INFORMATION**

For further information, Class Members can contact Class Counsel as follows:

Investigation Counsel P.C.  
Attn: John Archibald  
350 Bay Street, Suite 300  
Toronto ON M5H 2S6  
(416) 637-3152  
[nortonclassaction@investigationcounsel.com](mailto:nortonclassaction@investigationcounsel.com)

**Publication of this notice has been authorized by the Ontario Superior Court of Justice.**