

**OPT OUT FORM**

**TO: JENSEN SHAWA SOLOMON DUGUID HAWKES LLP (“JSS BARRISTERS”)**

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I, \_\_\_\_\_ (insert full name), have received notice of the Class Action claim commenced against Richard Pelletier and Peter Capkun (collectively, the “**Defendants**”).

I believe that I am a Class Member, because I was an employee or contractor respecting Pacer Promec Energy Corporation’s Kearl Lake Expansion Contract or Mildred Lake Mine Replacement Contract, my employment contract or terms of employment included Pacer Promec Energy Corporation’s retention bonus policy payable December 15, 2014, and I have not been paid my retention bonus at all or in part.

I understand that this Class Action relates to allegations that the Defendants have not paid amounts for which they are responsible by way of section 119 of the Alberta *Business Corporations Act*, RSA 2000 c B-9.

I do **NOT** wish to participate in the Class Action.

I understand that by opting out of this Class Action, I will not be eligible for any benefit that may be available to the Class upon resolution of this matter.

I understand that if I wish to pursue any remedy with respect to the recovery of any money owed pursuant to my employment or contract respecting Pacer Promec Energy Corporation’s Kearl Lake Expansion Contract or Mildred Lake Mine Replacement Contract, and which might be payable by the Defendants, I must do so on my own.

I further understand that my rights to pursue any remedy may be limited by statutory or common law limitation periods in my jurisdiction of residence.

Dated the \_\_\_\_\_ day of \_\_\_\_\_, 2019

\_\_\_\_\_  
(signature)

\_\_\_\_\_  
(witness)

Insert Mailing Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_