



**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE  
MR. JUSTICE RAIKES

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)

*Monday*, the 10<sup>th</sup> day  
of December, 2018

BETWEEN:

SEAN ALLOTT

Plaintiff

- and -

AVX CORPORATION; ELNA CO., LTD.; ELNA AMERICA INC.; HITACHI CHEMICAL CO., LTD.; HITACHI CHEMICAL COMPANY AMERICA, LTD.; HITACHI CANADA; HITACHI AIC INC.; KEMET CORPORATION; KEMET ELECTRONICS CORPORATION; MATSUO ELECTRIC CO., LTD.; NICHICON CORPORATION; NICHICON (AMERICA) CORPORATION; NIPPON CHEMI-CON CORPORATION; UNITED CHEMI-CON CORPORATION; NISSEI ELECTRIC CO. LTD.; NITSUKO ELECTRONICS CORPORATION; OKAYA ELECTRIC INDUSTRIES CO., LTD.; OKAYA ELECTRIC AMERICA, INC.; PANASONIC CORPORATION; PANASONIC CORPORATION OF NORTH AMERICA; PANASONIC CANADA INC.; ~~SANYO ELECTRIC CO., LTD.; SANYO ELECTRONIC DEVICE (U.S.A.) CORP.; SANYO NORTH AMERICA CORPORATION;~~ ROHM CO., LTD.; ROHM SEMICONDUCTOR U.S.A., LLC f/k/a ROHM ELECTRONICS U.S.A., LLC; RUBYCON CORPORATION; RUBYCON AMERICA INC.; SHINYEI KAISHA; SHINYEI TECHNOLOGY CO., LTD.; SHINYEI CAPACITOR CO., LTD.; SHINYEI CORPORATION OF AMERICA; SHIZUKI ELECTRIC CO., LTD.; AMERICAN SHIZUKI CORPORATION; SOSHIN ELECTRIC CO., LTD.; SOSHIN ELECTRONICS OF AMERICA INC.; TAITSU CORPORATION; TAITSU AMERICA, INC.; TOSHIN KOGYO CO., LTD.; HOLY STONE ENTERPRISE CO., LTD.; MILESTONE GLOBAL TECHNOLOGY, INC. d/b/a HOLYSTONE INTERNATIONAL; ~~VISHAY INTERTECHNOLOGY, INC.;~~ and VISHAY POLYTECH CO., LTD. f/k/a HOLYSTONE POLYTECH CO., LTD.

Defendants

PROCEEDING UNDER THE *CLASS PROCEEDINGS ACT, 1992*, S.O. 1992, c.6


**ORDER  
(Fee Approval)**

**THIS MOTION**, made by the plaintiff for an order approving Class Counsel's fees, disbursements, and applicable taxes, was heard this day at the Court House, 80 Dundas Street, London, Ontario.

ON READING the materials filed and on hearing the submissions of counsel for the plaintiff:

1. **THIS COURT ORDERS AND DECLARES** that for the purposes of this Order, the definitions set out in the Settlement Agreement apply to and are incorporated into this Order.
2. **THIS COURT ORDERS** that the retainer agreement entered into with the representative plaintiff Sean Allott is hereby approved pursuant to section 32(2) of the *Class Proceedings Act, 1992*.
3. **THIS COURT ORDERS** that the request of class counsel for payment of contingent legal fees of \$177,225.00 plus applicable taxes, and partial reimbursement of their disbursements, in the amount of \$43,932.00 plus applicable taxes, is approved.
4. **THIS COURT ORDERS** that Class Counsel's legal fees, disbursements, and applicable taxes shall be paid from the Settlement Amount.
5. **THIS COURT ORDERS** that the Orders set out in paragraphs 3 and 4 above are contingent on parallel or equivalent Orders being made by the Supreme Court of British Columbia in the BC Action and by the Superior Court of Québec in the Québec Action.

Date: Dec 17/18

  
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The Honourable Justice Raikes

**ORDER ENTERED**  
DEC 17 2018  
5112

SEAN ALLOTT

v.

AVX CORPORATION, et al.

Court File No. 1272/16 CP

Plaintiff

Defendants

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

PROCEEDINGS COMMENCED AT LONDON

Proceeding Under the *Class Proceedings Act*,  
1992

**ORDER  
(Motion for Fee Approval)**

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