

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE JUSTICE PERELL) FRIDAY, THE 30TH DAY
)
) OF SEPTEMBER, 2022

B E T W E E N:

GARY COLES

Plaintiffs

- and -

FCA CANADA INC., fkn as CHRYSLER CANADA INC.

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER
(Certification)**

THIS MOTION, made by the plaintiffs for certification of this action as a class proceeding pursuant to the *Class Proceedings Act, 1992*, S.O. 1992, c. 6, was heard on August 15 and 16, 2022 at Toronto, Ontario.

ON READING the materials filed by both parties and hearing the submissions of counsel for both parties,

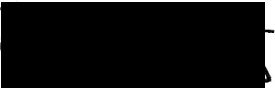
AND UPON BEING ADVISED that the parties reached an agreement on the issue of costs of the motion,

AND UPON BEING ADVISED that the plaintiff has withdrawn or discontinued its appeal of the certification decision and has agreed to relinquish any further right to appeal the certification decision;

AND UPON BEING FURTHER ADVISED that the parties consent to a dismissal of the action on a without costs basis,

1. THIS COURT ORDERS that the plaintiff's certification motion is dismissed;
2. THIS COURT ORDERS that each party shall bear its own costs of the motion for certification; and
3. THIS COURT ORDERS that this action is dismissed on a without costs basis.

Signed:

A black rectangular redaction box covering the signature of Justice P. Perell.

Justice P. Perell

GARY COLES
Plaintiffs

and **FCA CANADA INC.**
Defendants

Court File No.: CV-16-543764-00CP

ONTARIO
SUPERIOR COURT OF JUSTICE
Proceeding commenced at TORONTO
Proceeding Under the *Class Proceedings Act, 1992*

ORDER

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