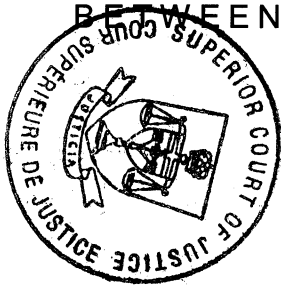


**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MADAM
JUSTICE HORKINS

) *Wednesday* THE 22
)
) DAY OF JUNE, 2011

BETWEEN:



REVA WEIN

Plaintiff

- and -

ROGERS CABLE COMMUNICATIONS INC.

Defendant

Proceeding under the *Class Proceedings Act*, 1992

ORDER

THIS MOTION, made by the Defendant for the relief set out in the Notice of Motion, was heard on May 25, 2011 at 130 Queen Street West, Toronto, Ontario.

ON READING the materials filed, including the form of notice attached to this Order as Schedule "A" (the "**Notice**"), and on hearing the submissions of counsel for the Plaintiff and counsel for the Defendant

AND ON BEING ADVISED that the Plaintiff and the Defendant consent to this Order:

1. **THIS COURT ORDERS** that the Notice is approved.

2. **THIS COURT ORDERS** that notice of the proposed settlement is to be made to the Class by including or placing it in a monthly subscriber invoice sent by Rogers electronically or by regular mail by no later than September 30, 2011 (the "**Notice Date**") and posted to the website maintained by counsel for the Plaintiff on the Notice Date.

3. **THIS COURT ORDERS** that a hearing to consider whether to approve the Settlement Agreement between the parties will be held on November 7, 2011 at 10:00 a.m. or as soon after that time as the hearing can occur, at 130 Queen Street West, Toronto, Ontario.

Justice C. Holman

ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

JUN 23 2011

PER / PAR:

A handwritten signature in black ink, appearing to be the initials 'MH' or similar, written over a horizontal line.

SCHEDULE "A"

Form of Notice

A proposed Class Proceeding was commenced in Ontario (Court File No. CV-08-00360887 CP) alleging that Rogers was unclear in describing that it charges for long distance services on a per minute basis and not on a per second basis. For example, customers are charged a full minute for a call that is under thirty seconds.

Rogers disputes the allegations in the Class Proceeding. However, in recognition of our important relationship with our subscribers and the costs of litigation, Rogers has agreed to settle the Class Proceeding.

All persons who are currently, or were previously, subscribers to Rogers Home Phone Long Distance services are part of the proposed Class of persons to whom the Settlement Agreement applies. Under the Settlement Agreement, Rogers will provide all of its current Home Phone Long Distance subscribers whose accounts are in good standing, including small office and home office subscribers, with two free days of long distance calling **anywhere in Canada** (the "**Call Days**"). This offer does not apply to long distance calling from wireless devices or any International calls. As former Rogers Home Phone Long Distance subscribers will not be able to take advantage of the Call Days, Rogers will make a charitable donation of \$100,000 to the Law Foundation of Ontario's Access to Justice Fund in lieu of making a payment to those former subscribers. For more information on the Fund, please visit www.lawfoundation.on.ca/atjf. Finally, as part of the settlement the lawyers representing the Class, Juroviesky LLP, will receive \$100,000 in compensation for their fees and expenses.

There will be a fairness hearing before the Ontario Superior Court of Justice on November 7, 2011 at 10:00 a.m. at 130 Queen Street West, Toronto, Ontario. At the fairness hearing, the court will decide whether to approve the proposed settlement. All members of the Class are entitled to participate in and make submissions at the fairness hearing. If you wish to participate in the fairness hearing, please contact the lawyers representing the Class, Juroviesky LLP at 416.481.0718 or visit www.jrclassactions.com.

REVA WEIN
Plaintiff

and

ROGERS CABLE COMMUNICATIONS INC.
Defendant

Court File No: CV-08-00360887CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at Toronto

**ORDER
(RE FORM OF NOTICE
AND APPROVAL HEARING)**

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