

OPT OUT FORM

SECTION A – CLASS MEMBER IDENTIFICATION

You must check one (1) of the boxes below:

☐ I am a person who is a former resident in the building located at 1360 Bertram Street, Kelowna, B.C. known as Hadgraft Wilson Place. ("Residential Tenant Subclass") – go to Section C, D and F – attach documents proving you are member of the class.

OR

☐ I am an individual or represent an incorporated entity that used to conduct business activities in the building located at 1405 St. Paul Street, Kelowna, BC V1Y 2E4 as of December 1, 2023 ("Business Subclass") – go to Section B, D and E – attach documents proving you are member of the class.

SECTION B – BUSINESS SUBCLASS NAME AND CONTACT INFORMATION

Legal Name of Person or Corporation

Registered Mailing Address

Name of Representative

Address of Representative

Telephone number of Representative

Email of Representative

SECTION C – RESIDENTIAL TENANT SUBCLASS MEMBER NAME AND CONTACT INFORMATION

First Name

Last Name

Street Address

City

Province

Postal Code

Email

Telephone

SECTION D – REASON FOR OPTING OUT (MANDATORY)

Please explain your reason(s) for opting-out.

SECTION E – OPT-OUT DECLARATION – BUSINESS SUBCLASS

_____ [Name of person or corporation] (the “Corporation”) understands that by opting out, the Corporation is confirming that **it does not wish to participate** in Seabels et al v. UBC Properties Investments Ltd. et al (B.C. Supreme Court Vancouver Registry File No. VLC-S-S-242923 (the “Class Action”).

The Corporation understands that if it wishes to commence its own action, it must be commenced within a specified limitation period or it will be legally barred, and that a recommendation has been made to the Corporation to seek independent legal advice about its rights in this respect.

The Corporation understands that the limitation period was stopped from the time the class proceeding was filed on May 3, 2024, but the limitation period will start running against it if it Opts Out of the Class Action.

The Corporation understands that by opting out, it take full responsibility for the resumption of the running of any relevant limitation period and for taking all necessary legal steps to protect any claim it may have against the Defendants.

The Corporation understands that by opting out, it will not be a part of this class action lawsuit and will keep any rights that it may have to sue the Defendants itself. The Corporation understands that it will not be bound by any of the Court's orders or judgments in the Class Action lawsuit and will not get any compensation or benefits from this lawsuit or from any settlement.

Signature of authorized representative

Date

Witness Signature

Date

SECTION F – OPT-OUT DECLARATION

I, _____ [*Name of former Hadgraft Wilson Place resident*] understand that by opting out, I am confirming that **I do not wish to participate** in the Seabels et al v. UBC Properties Investments Ltd. et al (B.C. Supreme Court Vancouver Registry File No. VLC-S-S-242923 (the "Class Action").

I understand that if I wish to commence my own action, it must be commenced within a specified limitation period or it will be legally barred, and that a recommendation has been made to me to seek independent legal advice about my rights in this respect.

I understand that the limitation period was stopped from the time the class proceeding was filed on May 3, 2024, but the limitation period will start running against me if I Opt Out of this Class Action.

I understand that by opting out, I take full responsibility for the resumption of the running of any relevant limitation period and for taking all necessary legal steps to protect any claim I may have against the Defendants.

I understand that by opting out, I will not be a part of this class action lawsuit and I will keep any rights that I may have to sue the Defendants myself. I understand that I will not be bound by any of the Court's orders or judgments in this Class Action lawsuit and will not get any compensation or benefits from this lawsuit or from any settlement.

Signature

Date

Witness Signature

Date