

## APPENDIX E

### NOTICE OF CERTIFICATION AND SETTLEMENT APPROVAL IN THE MATTER OF JOHNSON CONTROLS ORANGEVILLE PLANT CLOSURE CLASS ACTION LITIGATION

***PLEASE READ THIS NOTICE CAREFULLY. IT MAY AFFECT YOUR LEGAL RIGHTS.***

TO: All persons in the employment of Johnson Controls LP and/or Johnson Controls, Inc. (collectively, "Johnson") who have been notified that their employment at Johnson's manufacturing facility in Orangeville, Ontario will terminate in late 2010 or early 2011

#### **Purpose of this Notice**

A class proceeding has been initiated in Ontario against Johnson Controls LP and Johnson Controls, Inc. (referred to hereafter as the "Defendants") in which it is alleged that the employees at the Defendants' Orangeville automotive plant were wrongfully dismissed by the provision of insufficient notice of termination of employment or pay in lieu of notice.

An Agreement has been reached between the plaintiffs (the individuals who brought the lawsuit) and the Defendants (the "Settlement"). The Settlement has been approved by the Superior Court of Justice of Ontario and the lawsuit has been certified as a class action by the Court for the purpose of effecting the Settlement.

This Notice is to advise you of the Certification and settlement of the action and to inform you of your rights as a Class Member. You will be bound by the terms of the settlement unless you decide to exclude yourself by opting out. Opting out is explained below in this Notice. If you do not wish to opt out then you do not need to do anything at this time.

The proceeding was certified and the Settlement approved by Order of the Ontario Superior Court of Justice dated <>.

#### **Compensatory Payments**

Class Members will be eligible to receive compensatory payments under the Settlement in accordance with the schedule to this Notice. For personal privacy reasons, the schedule attached shows only the amounts in respect of the individual provided with this copy of this notice.

The amounts set forth are intended to provide fair and reasonable compensation for Class Members.

You will be bound by the terms of the Settlement unless, if you are a Class Member, or the executor, administrator or personal representative of a deceased person who, had he or she not

died, would have been a Class Member, you opt out. This means that you will not be able to bring or maintain any other claim or legal proceedings in connection with the termination of your employment unless you opt out. You will be bound by the Settlement Agreement and all related court orders and shall be forever barred from commencing any proceeding against the Defendants in respect of the termination of your employment.

### **Opting out of the Settlement Agreement**

If you are a Class Member and you would like to exclude yourself from the Settlement, you can opt out by obtaining an Opt Out Form from the website of Class Counsel, shown below, and filing it with Class Counsel no later than <>.

If you opt out, you will not be eligible for any of the payments set out in the Settlement and you shall, as provided by law, retain the right to commence or continue any proceeding against the Defendants.

### **Class Counsel**

The law firm of Cavalluzzo Hayes Shilton McIntyre & Cornish LLP represent the Class Members (Attn: Michael Wright and Blair Trudell). They can be reached at 416-964-1115 or at [mwright@cavalluzzo.com](mailto:mwright@cavalluzzo.com) or at [btrudell@cavalluzzo.com](mailto:btrudell@cavalluzzo.com). Their website is at [www.cavalluzzo.com](http://www.cavalluzzo.com).

### **Questions about the Settlement**

If you have questions, you can contact Class Counsel.

### **Interpretation**

If there is any conflict between the provisions of this Notice and the Settlement Agreement and any of its Appendices, the terms of the Settlement Agreement shall prevail.

THIS NOTICE HAS BEEN APPROVED BY THE ONTARIO SUPERIOR COURT OF JUSTICE.