

## **Short Form Notice**

### **If You Purchased a New Suunto Dive Computer, You Could Get Benefits from a Class Action Settlement**

There is a proposed settlement in a class action lawsuit against Suunto Oy (“Suunto”) concerning certain Suunto Dive Computers. Those included in the settlement have legal rights and options that must be exercised by certain deadlines.

#### **What is the lawsuit about?**

The lawsuit alleges that certain Suunto Dive Computers have a defective depth pressure sensor, resulting in inaccurate depth and water temperature readings. The Defendant denies these allegations. The Court did not decide which side was right. Instead, the parties decided to settle.

#### **Am I Included in the proposed settlement?**

Subject to certain limited exclusions, you are included if you are a resident in Canada who purchased a new Suunto Dive Computer that was manufactured since January 1, 2006.

The Suunto Dive Computers are Cobra, Cobra 2, Cobra 3, Cobra 3 Black, Vyper, Vyper Novo, Vyper 2, Vyper Air, HelO2, Gekko, Vytec, Vytec DS, Zoop, Zoop Novo, Mosquito, D4, D6, D9, D4i, D6i, D4i Novo, D6i Novo, D9tx, and DX.

This settlement does not involve claims of personal injury or wrongful death, retailers or other individuals who purchased a Dive Computer for resale, or individuals who purchased used Dive Computers.

#### **What does the settlement provide?**

Under the settlement, every Class Member who believes their dive computer has a pressure sensor failure is entitled to have sensor his or her Dive Computer inspected to determine whether the Dive Computer’s depth pressure failed. If the pressure sensor has failed, Suunto will repair your Dive Computer or provide a free replacement. Class Members can take advantage of the Inspection, Repair, or Replacement program for the longer of eight (8) years from the date of manufacture of the Dive Computer or three (3) years from the date the settlement is finally approved and all appeals, if any, are resolved in favor of the settlement. Go to **[www.suuntodivecomputersettlement.ca](http://www.suuntodivecomputersettlement.ca)** or [www.suunto.com](http://www.suunto.com) for more information on how to submit your Dive Computer for inspection.

The settlement also reimburses qualifying Class Members for certain out-of-pocket costs. To be eligible for reimbursement, you must submit a claim form by **February 28, 2023**. A Reimbursement Claim Form can be obtained by going to [www.suuntodivecomputersettlement.ca](http://www.suuntodivecomputersettlement.ca).

PADI eLearning certification or online training classes may become available under the terms of the settlement. To participate, you can register by going to [www.suuntodivecomputersettlement.ca](http://www.suuntodivecomputersettlement.ca).

#### **What are my options?**

Stay in the Class and receive settlement benefits. You can have your Dive Computer inspected or seek reimbursement for certain costs pursuant to the terms of the Settlement Agreement. The deadline to submit a Reimbursement Claim Form is **February 28, 2023**.

If you do nothing, you will remain in the class and receive the benefits of the settlement but will not be able to sue Suunto about the issues in the lawsuit.

You can exclude yourself by **September 9, 2022**, if you don't want to be part of the settlement. You won't get any settlement benefits, but you keep the right to sue Suunto about the issues in the lawsuit.

You can object to all or part of the settlement by **September 9, 2022**, if you don't exclude yourself.

The full notice describes how to obtain settlement relief, exclude yourself, and object.

The Court will hold a settlement approval hearing on **October 26, 2022 at 10:00 A.M. by Zoom in Virtual Court Room 217** to (a) consider whether the proposed settlement is fair and reasonable and (b) decide the plaintiffs' lawyers' request for fees and costs of USD\$400,000 and an award for the Class Representative. You may appear at the hearing, but you are not required to, and you may hire an attorney to appear for you, at your own expense.

**For more information or a claim form call 1-866-413-7212 or go to [www.suuntodivecomputersettlement.ca](http://www.suuntodivecomputersettlement.ca).**

**QUESTIONS? CALL TOLL FREE 1-866-413-7212 OR VISIT [www.suuntodivecomputersettlement.ca](http://www.suuntodivecomputersettlement.ca)  
PLEASE CONTINUE TO CHECK THE WEBSITE AS IT WILL BE PERIODICALLY UPDATED  
PLEASE DO NOT CALL THE JUDGE OR THE CLERK OF COURT**