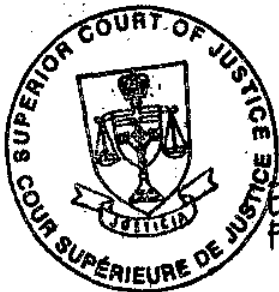


**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE )  
JUSTICE E.M. MORGAN )  
 )  
 )  
 )

WEDNESDAY, THE 10<sup>TH</sup>  
DAY OF JANUARY 2024

BETWEEN:



**JOHN SOMWAR, TULSIDAI SOMWAR and  
SHANTA PERSAUD** Plaintiffs

- and -

*Entered  
Feb. 11 2014*

**FLY JAMAICA AIRWAYS LTD., THE BOEING COMPANY, JOHN DOE #1 PILOT, JOHN  
DOE #2 CO-PILOT BASIL FERGUSON, KEONE BRYAN, JOHN DOE #3 AIRCRAFT  
MAINTENANCE PROVIDER MEXICANA MRO, S.A. DE. C.V., JOHN  
DOE #4 AIRCRAFT MAINTENANCE MECHANIC**

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER  
(Class Counsel Fee and Honorarium)**

**THIS MOTION**, made by Class Counsel for approval of their fees and disbursements payable under a contingency fee agreement between the Plaintiffs, John Somwar and Tulsidai Somwar, and Class Counsel dated November 20, 2018 and Shanta Persaud on November 21, 2018, in accordance with s. 32 of the *Class Proceedings Act, 1992*, and for an order granting the payment of an honoraria to the Plaintiffs in the amount of \$5,000 each, was heard January 10, 2024, via videoconference, at 361 University Avenue, Toronto, Ontario.

**ON READING** the affidavit of Paul Miller, sworn January 4, 2024, the affidavit of John Somwar, Tulsidai Somwar and Shanta Persaud, the pleadings and proceedings herein, including the Settlement Agreement and Exhibits thereto, factum and brief of authorities of Class Counsel, filed, and on hearing the submissions of Class Counsel;

**AND ON BEING ADVISED** that the Defendants take no position on this motion;

1. **THIS COURT ORDERS** that the contingency fee agreements dated November 20, 2018, and November 21, 2018, made between the Plaintiffs and Class Counsel are hereby approved pursuant to s. 32(1) *CPA*.

2. **THIS COURT DECLARES AND ORDERS** that Class Counsel's Legal Fees in the amount \$1,293,432.50, plus HST in the amount of \$168,146.225, and disbursements totaling \$295,000.00 (inclusive of applicable taxes), are fair and reasonable, and are hereby approved, and this amount shall be paid from the Settlement Fund.

3. **THIS COURT DECLARES AND ORDERS** that the Plaintiffs John Somwar, Tulsidai Somwar and Shanta Persaud each receive \$5,000.00 as an honorarium payment and this amount shall be paid from the Settlement Fund.

4. **THIS COURT ORDERS** that there will be no costs of this motion.

A handwritten signature in black ink, appearing to read 'Morgan J.', is written over a rectangular area with a light gray dot grid background.

---

**Morgan J.**

JOHN SOMWAR et al

Plaintiffs

-and-

FLY JAMAICA AIRWAYS LTD. et al.

Defendants

Court File No. CV-18-00609498-00CP

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**PROCEEDING COMMENCED AT**  
**TORONTO**

**ORDER**  
**(Fee Approval)**

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