

COURT FILE NUMBER 1801-03538 (JDR)
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
PLAINTIFFS (APPLICANTS) Holly Drinkle and Marilyn Huber
DEFENDANTS (RESPONDENTS) Concentra Trust/La Societe de Fiducie Concentra, Lutheran Church-Canada, Lutheran Church – Canada Financial Ministries, Francis Taman, Bishop & McKenzie LLP, a Partnership, John Williams, Ronald Chowne, Prowse Chowne LLP, a Partnership,



DOCUMENT **COMBINED NOTICE APPROVAL ORDER
(SECOND, THIRD AND FOURTH
SETTLEMENTS)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Sugden McFee & Roos LLP
Attention: Errin A. Poyner
700 – 375 Water Street,
Vancouver, BC V5B 5C6
Ph: 604-687-7700
Fax: 604-687-5596

DATE ON WHICH ORDER WAS PRONOUNCED: October 1, 2025
NAME OF JUSTICE WHO MADE THIS ORDER: Justice G.H. Poelman
LOCATION OF HEARING: Calgary Courts Centre

UPON THE APPLICATIONS of the Applicant/Plaintiffs filed April 22, 2025 and October 2, 2025; **AND UPON HAVING REVIEWED** the Notice of Application and all written materials provided by the parties; **AND UPON HEARING** that (a) the Plaintiffs and the Defendants Francis Taman, Bishop & McKenzie, a Partnership, John Williams, Ronald Chowne, and Prowse Chowne, a Partnership (the “**Second Settlement Parties**”) have reached a settlement as documented by an agreement made between them dated March 25, 2025 (the “**Second Settlement Agreement**”); and that (b) the Plaintiffs and the Defendant Concentra Trust/La Societe de Fiducie Concentra (the “**Third Settling Party**”) have reached a settlement as documented by an agreement made between them dated April 7, 2025 (the “**Third Settlement Agreement**”); and that (c) the Plaintiffs and the Defendants Lutheran Church – Canada and Lutheran Church – Canada Financial Ministries (the “**Fourth Settling Parties**”), have reached a settlement as documented by an agreement made between them dated September 17, 2025 (the “**Fourth Settlement Agreement**”), **AND UPON HEARING** the representations of counsel for the parties; **AND BY CONSENT:**

IT IS HEREBY ORDERED AND DECLARED THAT:

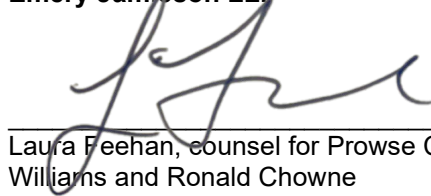
1. An Application to approve the Second Settlement Agreement, the Third Settlement Agreement and the Fourth Settlement Agreement, and for partial certification of this Action as a class proceeding for the purpose of approval of such Settlements only, will be heard on January 23, 2026 at 1:00 pm at the Calgary Courts Centre. The Plaintiffs and any other parties wishing to do so will file and serve their written brief by January 16, 2026.
2. The **Combined Hearing Notice (Second, Third and Fourth Settlements)** substantially in the same form and content as attached in Exhibit "A" in this Order is approved.
3. The opt-out process whereby certain depositors with the Lutheran Church – Canada, the Alberta British Columbia District Investments Ltd. ("**DIL**") have opted out and are excluded from the Representative Action Class pursuant to Article 5 of the Amended Amended Plan of Arrangement of Lutheran Church – Canada, the Alberta British Columbia District Investments Ltd. approved and sanctioned by this Court in Action No. 1501-00955 (the "**CCA Proceedings**") on August 5, 2016 and further sanctioned by this Court pursuant to an Order made on December 16, 2021, will suffice as the opt-out process in this Action without any further opt-out process herein.
4. Counsel for the Plaintiffs shall promptly post the Combined Hearing Notice (Second, Third and Fourth Settlements) and this Order on its website.
5. By December 16, 2025, the Plaintiffs will issue the Combined Hearing Notice (Second, Third and Fourth Settlements) substantially in the same manner set out in the Combined Notice Plan (Second, Third and Fourth Settlements) which shall form and constitute part of this Order and which is attached as Exhibit "B" to this Order (the "**Combined Notice Plan (Second, Third and Fourth Settlements)**").
6. Each member of the Representative Action Class will keep all of the information shared with them by the Settlement Administrator, MNP Ltd., through the Portal confidential and shall not divulge that information other than to anyone assisting he/she/them with computer access and/or his/her/their professional advisors on a confidential basis. This obligation is individual to each Class member, and is not held jointly with any other Class members.
7. The DIL Creditors' Subcommittee / Plaintiffs shall bear the cost of issuing the Combined Hearing Notice (Second, Third and Fourth Settlements) in accordance with the Combined Notice Plan (Second, Third and Fourth Settlements).
8. All capitalized groups of words in this Order which are defined in the Second, Third and Fourth Settlement Agreements, which are the subject of this Application, have the same definition in this Order.
9. This Order may be endorsed by Counsel electronically and in counterpart.
10. This Order is granted without costs to any party.



Justice G.H. Poelman

**APPROVED as to Order granted this __ day of
____, 2025**

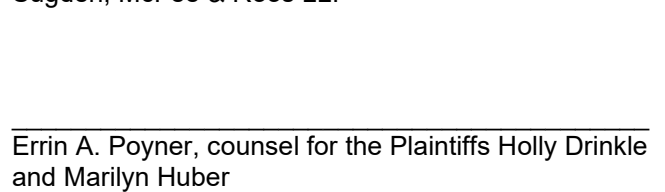
Emery Jamieson LLP



Laura Feehan, counsel for Prowse Chowne LLP, John Williams and Ronald Chowne

**APPROVED as to Order granted this __ day of
____, 2025**

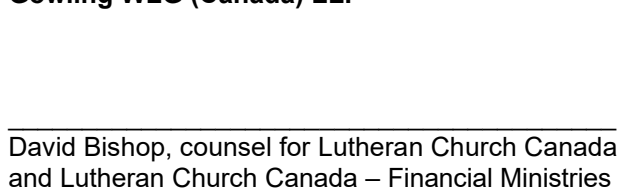
Sugden, McFee & Roos LLP



Errin A. Poyner, counsel for the Plaintiffs Holly Drinkle and Marilyn Huber

**APPROVED as to Order granted this __ day of
____, 2025**

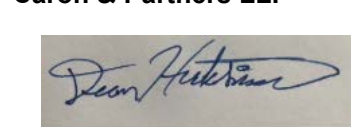
Gowling WLG (Canada) LLP



David Bishop, counsel for Lutheran Church Canada and Lutheran Church Canada – Financial Ministries

**APPROVED as to Order granted this 3rd day of
December, 2025**

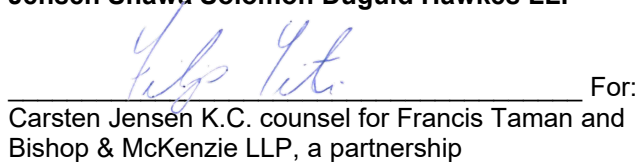
Caron & Partners LLP



Dean A. Hutchison, counsel for Concentra Trust/La Societe de Fiducie Concentra

**APPROVED as to Order granted this 5th day of
December, 2025**

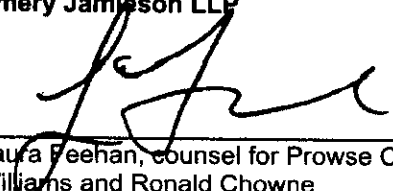
Jensen Shawa Solomon Duguid Hawkes LLP



For:
Carsten Jensen K.C. counsel for Francis Taman and Bishop & McKenzie LLP, a partnership

APPROVED as to Order granted this ___ day of
_____, 2025

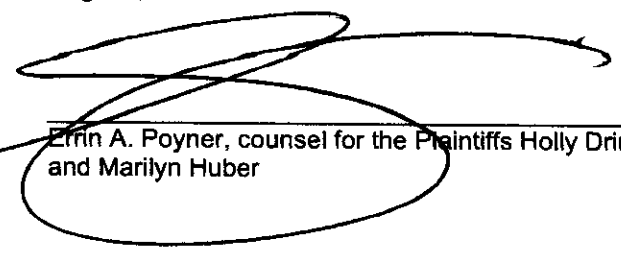
Emery Jamieson LLP



Laura Feehan, counsel for Prowse Chowne LLP, John
Williams and Ronald Chowne

APPROVED as to Order granted this ^{5th} day of
~~December~~ 2025

Sugden, McFee & Roos LLP



Erin A. Poyner, counsel for the Plaintiffs Holly Drinkle
and Marilyn Huber

APPROVED as to Order granted this 4th day of
December, 2025

Gowling WLG (Canada) LLP

For:



David Bishop, counsel for Lutheran Church Canada
and Lutheran Church Canada – Financial Ministries

APPROVED as to Order granted this 3rd day of
December, 2025

Caron & Partners LLP



Dean A. Hutchison, counsel for Concentra Trust/La
Societe de Fiducie Concentra

APPROVED as to Order granted this ___ day of
_____, 2025

JSS LLP

Carsten Jensen K.C. counsel for Francis Taman and
Bishop & McKenzie LLP, a partnership

COMBINED HEARING NOTICE
(SECOND, THIRD AND FOURTH SETTLEMENTS)

Dear (merge filed, insert name),

Court of King's Bench of Alberta Court File Number 1801-03538
(the "DIL Representative Action")

**Were you a DIL Depositor in the Lutheran Church – Canada,
Alberta British Columbia Investments Ltd. ("DIL")
RRSP/RRIF/TFSA Fund who suffered a loss on your investment and
did not opt-out of the Representative Action sanctioned by the Court
of King's Bench of Alberta in Action No. ABQB No. 1501-00955
(the "CCAA Proceedings")?**

This notice may affect your legal rights. Please read it carefully.

A class action has been commenced against various Defendants on behalf of the following proposed Class (the "DIL Representative Action Class"):

- a. people resident in Alberta who on January 2, 2015 were depositors to The Lutheran Church – Canada, Alberta and British Columbia District Investments Ltd. and who had not opted out of the Representative Action referred to in Article 5.1 of the Amended Amended Plan of Arrangement of DIL prepared and sanctioned in the CCAA Proceedings (the "DIL Plan") in the manner set out in Art. 5.7 of that Plan prior to the commencement of the DIL Representative Action; and
- b. people resident outside of Alberta and who on January 2, 2015 were depositors to The Lutheran Church – Canada, Alberta and British Columbia District Investments Ltd. and who had not opted out of the Representative Action referred to in Article 5.1 of the DIL Plan in the manner set out in Art. 5.7 of that Plan prior to the commencement of the DIL Representative Action.

Settlements have been reached between (a) the Plaintiffs and the Defendants Francis Taman, Bishop & McKenzie, a Partnership, John Williams, Ronald Chowne, and Prowse Chowne, a Partnership (the "**Second Settling Parties**"), (b) the Plaintiffs and the Defendant Concentra Trust/La Societe de Fiducie Concentra (the "**Third Settling Party**"), and (c) the Plaintiffs and the Defendants Lutheran Church – Canada and Lutheran Church – Canada Financial Ministries (the "**Fourth Settling Parties**"). The Second Settling Parties, Third Settling Parties and Fourth Settling Parties, while not admitting liability, have agreed to settlements of their portions of this lawsuit subject to court approval and partial certification of the DIL Representative Action for the purpose of approval of such settlement only, on terms as set

EXHIBIT “A”

out in settlement agreements dated March 25, 2025 (the “**Second Settlement Agreement**”), April 7, 2025 (the “**Third Settlement Agreement**”) and September 17, 2025, (the “**Fourth Settlement Agreement**”), copies of which are available for viewing on www.smrlaw.ca . All capitalized groups of words in this Hearing Notice which are defined in the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement have the same definitions in this Combined Hearing Notice (Second, Third and Fourth Settlements).

If you are a member of the DIL Representative Action Class, **you will automatically be included** in the DIL Representative Action and are not required to take any further steps at this stage.

The Terms of the Proposed Settlements

Under the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement, members of the Settlement Class will be entitled to payment of the following amounts by the Second, Settling Parties, Third Settling Parties and Fourth Settling Parties.

The total settlement amount under the Second Settlement, Third Settlement and Fourth Settlement (the “Combined Settlement Funds”) is accessible through the computer portal as described below. If the Second Settlement, Third Settlement and Fourth Settlements are approved, and subject to court approval, each member of the DIL Representative Action Class will be paid a proportionate share of the Combined Settlement Funds, calculated as set out below:

| | |
|----------------------------------|---|
| Combined Settlement Funds | \$to remain undisclosed but still part of the calculation |
|----------------------------------|---|

| | |
|-------------|---|
| LESS | \$* estimated class counsel legal fees plus 5% GST, subject to approval by the Court. |
|-------------|---|

| | |
|-------------|--|
| LESS | \$* Estimated third party professional fees related to court approval of the Settlement Agreement and distribution of the Settlement Funds, subject to approval by the Court |
|-------------|--|

EXHIBIT “A”

Your share of the Distribution is proposed to be determined proportionately as follows:

Net Amount of Combined Settlement Funds available for distribution \$to remain undisclosed but still part of the calculation

Multiplied by the following fraction: Total amount of each Class member’s “Remaining Claim”*

divided by

the Total Amount of all Representative Action Class members’ Remaining Claims*

* as determined by the Monitor in the CCAA Proceedings

Your share of the Combined Settlement Funds is calculated/estimated to be \$[**merge field**], subject to adjustments and updates approved by the Court. To view the amount of your share as updated from time to time, go to (**insert website**) (the “Portal”) and input your personalized passcode (**merge field; insert passcode**). You will also be able to see the dollar amounts left in blank in the calculation outlined above.

The information in the Portal is confidential and is not to be divulged to anyone other than those assisting you with computer access and/or your professional advisors on a confidential basis.

Copies of the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement, redacted for the Consideration [total settlement amount] payable in each, can be found on Class Counsel’s website: www.smrlaw.ca.

No Further Opt-Out

An opt-out process has already been completed in the CCAA Proceedings and further sanctioned and approved by the Honourable Associate Chief Justice J.D. Rooke in the DIL Representative Action pursuant to an Order pronounced November 25, 2021 and filed with the Court on December 16, 2021 (the “2021 Order”).

EXHIBIT “A”

ANY JUDGMENT OBTAINED ON THE COMMON ISSUES FOR THE PROPOSED CLASS, WHETHER REACHED BY SETTLEMENT OR NOT, WHETHER FAVOURABLE OR NOT, WILL BIND ALL CLASS MEMBERS WHO HAVE NOT ALREADY OPTED OUT OF THIS ACTION.

The Partial Settlement Approval and Partial Certification Hearing and Your Right to Observe or Participate

An Application to approve the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement and to partially certify the DIL Representative Action as a class proceeding for the purpose of approving such Settlements only, is scheduled to be heard on January 23, 2026 at 1:00 pm at the Court of King’s Bench of Alberta in Calgary, Alberta at 601 5 St SW. Class Counsel will also seek to confirm their appointment as Class Counsel and ask the Court to approve an award of fees and disbursements for their work in achieving the settlement.

If you agree with the proposed settlements and wish to participate in them, you do not have to do anything at this time.

The Application will proceed before the Court by videoconference. If you wish to attend the Application as an observer, you may do so by using the videoconference link and password found on Class Counsel’s website.

If you disagree with the proposed settlement, you have the right to object. To object, you must provide a letter to Class Counsel and to Gowling WLG, Attn: Mr. David Bishop, Counsel for the Fourth Settling Parties, using their respective contact information below. Your letter must include your name, contact information, and a brief statement of the nature and reasons for your objection, and be received no later than January 16, 2026. If you wish to attend the Application to speak about your objection, you must also provide a further letter in the same fashion to Class Counsel and to Gowling WLG, Attn: Mr. David Bishop requesting to do so by no later than January 16, 2026. Upon such request, you will be provided with a separate password which, when used in conjunction with the videoconference link on Class Counsel’s website, will enable the Court to hear you. The Court will decide during the hearing of the Application whether you will be permitted to speak about your objection.

What are the Financial Consequences?

Court approval of the Second, Third and Fourth Settlements will bring an end to this litigation. No member of the DIL Representative Action Class, other than the Representative Plaintiffs, will be liable for costs.

Class Counsel has entered into an agreement with the Representative Plaintiffs and the DIL Subcommittee, which was established in the CCAA Proceedings, with respect to legal fees and disbursements. This agreement provides that counsel will not receive payment for their

EXHIBIT “A”

work unless and until the DIL Representative Action is successful or monies are recovered from the Defendants. This agreement was approved by the Court pursuant to the 2021 Order.

All capitalized groups of words in this Notice which are defined in the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement have the same definitions in this Notice.

FOR MORE INFORMATION, OR TO MAKE INQUIRIES ABOUT THIS ACTION, PLEASE CONTACT CLASS COUNSEL AT:

SUGDEN McFEE & ROOS LLP (Class Counsel)

Attention: Errin A. Poyner
700 – 375 Water Street,
Vancouver, B.C. V6B 5C6
Tel: 604-687-7700 Fax: 604-687-5596
Email: epoyner@smrlaw.ca
For further information go to www.smrlaw.ca

Gowling WLG (Counsel for Fourth Settling Parties)

#1600 – 421 7th Avenue SW,
Calgary, Alberta
T2P 4K9
Tel: (403) 298-1000 Fax: (403) 263-9193
Email: david.bishop@gowlingwlg.com

MNP Ltd. (Claims Administrator)

Attention: Rick Anderson
2000 – 112 – 4th Avenue SW
Calgary, AB T2P 0H3
Tel: 1.877.500.0792
Email: dillccsettlement@mnp.ca
For further information: <https://dillccsettlement@mnp.ca>

EXHIBIT “B”

Holly Drinkle et al v. Concentra Trust et al, ABKB 1801-03538

(the “DIL Representative Action”)

**COMBINED NOTICE PLAN (SECOND, THIRD AND FOURTH SETTLEMENTS)
PURSUANT TO THE COMBINED NOTICE APPROVAL ORDER (SECOND,
THIRD AND FOURTH SETTLEMENTS) PRONOUNCED ON OCTOBER 1, 2025
(the “Combined Notice Approval Order (Second, Third and Fourth Settlements)”)**

This Combined Notice Plan (Second, Third and Fourth Settlements) will apply to the following notices provided for in the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement, namely: the Combined Hearing Notice (Second, Third and Fourth Settlements); and, if that relief is granted, the Combined Approval Notice (Second, Third and Fourth Settlements; collectively the “Notices”).

1. The Plaintiffs will provide the Notices to all members of the DIL Representative Action Class either by: (a) e-mail for whom e-mail addresses are known; or (b) by mail at their respective last mailing addresses known to the Plaintiffs.
2. The Notices in generic form (not completed for addressee, settlement amount or portal access code) will be promptly published on the class counsel’s website at www.smrlaw.ca.
3. Any other methods and the timing for issuance of the Notices shall be as stipulated by order(s) of the Court.
4. Subject to Court approval, the cost of issuing the Notices shall be paid by the DIL Creditors’ Subcommittee.
5. All capitalized groups of words in this Plan which are defined in the Second Settlement Agreement, Third Settlement Agreement and Fourth Settlement Agreement or in the Combined Notice Approval Order (Second, Third and Fourth Settlements) have the same definition in this Plan.