

CONFIDENTIAL AND SUBJECT TO LEGAL PRIVILEGE

BSA LIMITED CLASS ACTION UPDATE: OCTOBER 2020

We write to provide you with an update regarding recent developments in the BSA Class Action.

First Case Management Hearing

Last month, Shine Lawyers and BSA ('the Parties') attended the first case management hearing for the BSA Class Action. The purpose of the hearing was to set a timetable to provide the various procedural steps that will need to be taken by the Parties. During the hearing, the Court made orders for BSA to file a Defence to the Statement of Claim and for Shine to subsequently file any reply.

The next case management hearing is scheduled for 20 November 2020. We will be in contact with you in due course to provide you with further updates following this hearing.

Signing up to Funding and Cost Agreements

We write to invite you to review, consider and agree to the Litigation Funding Agreement and Costs Agreement for this case. You may electronically execute the Funding Agreement and Costs Agreement via the unique link below.

What is a Litigation Funding Agreement?

In summary, the Litigation Funding Agreement is an agreement between you and Litigation Lending Services Limited ('LLS') to fund your claim against BSA on the following terms:

- LLS will fund all expenses, 80% of Shine's professional fees, and will pay any adverse costs orders that the Court orders the Lead Applicant to pay. Shine will defer 20% of its fees to the end of the matter.
- LLS and Shine will not seek any payment from you towards any legal costs and expenses, other than from any proceeds recovered.
- If the claim is unsuccessful, you will not have to pay LLS or Shine any legal costs.
- In return LLS will take a 25-30% share of any proceeds, which is subject to Court approval.

By agreeing to the Litigation Funding Agreement you will:

- Assist the Lead Applicants, Paul Bradshaw and Scott Uren, to continue to prosecute the case against BSA by ensuring there are a sufficient number of group members who agree to funding with LLS;
- Have certainty that an amount no greater than that set out in the Litigation Funding Agreement will be deducted from any judgment or settlement sum, to pay LLS on any successful conclusion of the case; and
- Ensure that LLS will pay the costs of prosecuting your individual claim, including any adverse costs, if unsuccessful.

What is a Conditional Costs Agreement?

The Conditional Costs Agreement is an agreement between you and Shine Lawyers. You will become a client of Shine Lawyers and you will have the benefit of the solicitor-client relationship including:

- Advice from a solicitor as to your rights in the class action;
- Regular updates in relation to the conduct of the case; and
- Advice and assistance to prosecute your individual claim against BSA if the claims of the Applicants only are successfully resolved, either by way of settlement or trial.

Neither LLS nor Shine will seek payment from you towards any legal costs and disbursements, other than from any proceeds recovered from BSA. If your claim is unsuccessful, you will not have to pay any legal costs to Shine Lawyers or LLS.

To retain Shine Lawyers, and obtain the funding required to conduct your claim, you may electronically execute the Funding Agreement and Costs Agreement via a link shared with you in our most recent email to you (please note this button will take you to a unique link that should not be shared with others).

To agree to the Litigation Funding Agreement and Shine Lawyers Costs Agreement via a hardcopy form, [please download the form here](#), then print and mail the form to the postal address at the bottom of this email.

We wish to assure you that your participation in this class action will continue to be kept confidential, and will only be disclosed with your prior consent.

Thank you

We thank you again for registering with Shine Lawyers. We consider it an honour and a privilege to represent you, and help you pursue your rights.

We strongly believe in the prospects of this case and will fight tirelessly to ensure that justice is delivered, and you receive the benefits that you are rightfully entitled to. We encourage you to inform your fellow technicians of this class action and the registration process so that the case can gather as much support as possible.

If you have any questions, please contact us via the details below. We thank you for your patience throughout this process.



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