

**FIM CAPITAL GROUP LTD. SECURITIES SETTLEMENT  
NOTICE OF CERTIFICATION AND APPROVAL OF SETTLEMENT AGREEMENT**

Notice published under the Ontario Class Proceedings Act 1992 and the British Columbia Class Proceedings Act

**TO: ALL PERSONS WHO**

**(1) PURCHASED INCOME PARTICIPATING SECURITIES (IPS) OF FIM CAPITAL GROUP LTD. THE COMPANY, IN THE COMPANY'S MARCH 2005 INITIAL PUBLIC OFFERING ("CLASS I MEMBERS") AND/OR**

**(2) PURCHASED THE COMPANY'S IPS, OR ANY OF THE SECURITIES REPRESENTED BY SUCH IPS, OVER THE TORONTO STOCK EXCHANGE ("TSX") DURING THE PERIOD FROM AND INCLUDING MARCH 24, 2005 TO AND INCLUDING NOVEMBER 16, 2005 ("CLASS II MEMBERS"), AND TOGETHER WITH THE CLASS MEMBERS THE CLASS MEMBERS."**

**IF YOU ARE A CLASS MEMBER, THIS NOTICE WILL BE APPLICABLE TO YOU.**

This Short Form Certificate is published by order of the Ontario Superior Court of Justice and the British Columbia Superior Court of Justice.

By orders dated April 11, 2007 and March 27, 2007, respectively, the Ontario and British Columbia Courts certified and approved the settlement of class actions in favour of the Class Members of the Company and its subsidiaries and related entities, certain officers and directors, the Company's auditors, and the underwriters of the initial public offering ("IPO") arising out of alleged misrepresentations made in the IPO prospectus and in certain pre and post-IPO disclosures relating to the Company.

A Long Form Certificate is available in French and Spanish. For more information, please contact the Ontario Class Counsel and British Columbia Class Counsel at [www.classaction.ca](http://www.classaction.ca) and at [wyw@classaction.ca](mailto:wyw@classaction.ca).

The Settlement Agreement between the parties provides for the settlement of the claims of a Class Member, whenever they are certified in this action and the amount of each Class Member's compensation will depend upon: (1) the number of IPS purchased by each Class Member during the Class Period as the prices at which the Settling Class Member purchased and sold such IPS, (2) whether or not the Settling Class Member sustained and did not purchase any shares by an IPS, and, if so, the amount of the loss, (3) whether the Class Member purchased IPS in the Company's initial public offering, (4) the date of the IPO, (5) whether the Class Member owned its IPO shares during the Class Period beyond November 16, 2005, (6) whether each Class Member is a member of the Settling Class Member, and (7) whether the IPS was purchased by the Class Member through an IPO agent commingled with other Class Members in the IPO, and (8) the number of Class Members who timely register valid Claims Forms with the Claims Administrator.

The Court's leave to appoint DeBono & Tomlinson ("DeBono") as the Claims Administrator of this Settlement Agreement is hereby granted.

submission process. Please Class Members who wish to claim participate in the settlement  
maintain with the Claims Administrator no later than August 1, 2007.

In order to register online with the Claims Administrator, please go to  
<http://www.fmfclassaction.ca> and create a user name and password for your access to your claim form. On subsequent visits to the  
website you will be able to login using this information. Once logged in you will be required to  
complete, print and sign the online claim form, together with the appropriate  
supporting documentation, to the Claims Administrator. The information will be directly  
uploaded to your online claim where you may receive the monthly/quarterly payments for your claim.

If you wish to Opt Out of the Settlement, and reside outside the Province of Québec, you must  
register with the Claims Administrator online, where appropriate, that you are opting out (an  
"Opt Out Claim"). The deadline for opting out is July 1, 2007.

If you wish to Opt Out of the Settlement, and reside in the Province of Québec, you must  
the Claims Administrator, print and send a complete copy of the Opt Out claim to the Clerk of  
the Québec Court, at the address indicated at (2) below, no later than July 1, 2007.

If you have trouble accessing the online system, do not have internet access, or  
register your claim online, please contact the Claims Administrator directly by emailing  
fmfclassaction@deloitte.ca, telephoning 1-866-669-6615 or writing to Claims Administrator  
FMF Class Action Settlement, Deloitte G. Tothelb D., 1000 Place Suncoast, Toronto,  
ON, M2N 6L7, and they will assist you in obtaining a claim form.

The court documents are being filed in the following court offices of:

(1) the Ontario Superior Court of Justice, Court House 393 University Ave., Toronto, Ontario  
(#45G 1561 Court File No. 07-CV-50807CP); and

(2) the Québec Superior Court, Cour Supérieure, Cour House 300 Boulevard René-Lévesque  
Québec G1R 6K5 Cour File No. 07-00006496.

May 25, 2007