



# BULLETIN

TRANSPORTATION DISTRICT 140  
DISTRICT DES TRANSPORTS 140

*International Association of Machinists and Aerospace Workers  
Association internationale des machinistes et des travailleurs et travailleuses de l'aérospatiale*

## TO ALL IAMAW MEMBERS & FORMER AVEOS MEMBERS AVEOS DIRECTOR LIABILITIES

Dear Brothers and Sisters,

**ALL MEMBERS FORMERLY EMPLOYED AT AVEOS SHOULD READ THE NOTICE ATTACHED TO THIS BULLETIN.**

**Some members formerly employed at Aveos are owed money by the former Directors of Aveos for wages that remained unpaid at the end of the Aveos bankruptcy.**

**In order to receive a payment from a settlement of Court proceedings, these members MUST confirm their current mailing address, in accordance with the instructions on the attached Notice.**

In Bulletin No. 40, dated September 10, 2018, the IAMAW advised that the former Directors of Aveos had commenced a legal proceeding to challenge payment orders issued against the Directors of Aveos by Labour Canada. These orders were for the payment to certain former employees of Aveos of amounts related to wages remaining unpaid at the close of Aveos' bankruptcy proceedings.

At the time of the Aveos bankruptcy, the IAMAW filed a complaint with Labour Canada on behalf of its members requesting payment orders against Aveos' Directors, but the IAMAW was not recognized as a party to the resulting legal proceedings. After the IAMAW was contacted by a number of former members of Aveos who received notice of the legal proceedings, the Union retained legal counsel on behalf of named members. IAMAW legal counsel was instructed to defend all of the payment orders and to ensure that the interests of all the former unionized employees of Aveos were properly represented. Since that time, a law firm "TJL" was certified as the Class Action Counsel for all former employees of Aveos affected by this proceeding, both union and non-union.

Union counsel and Class Action Counsel worked together to obtain a settlement agreement that will result in the distribution of funds by the Labour Program of Employment and Social Development Canada to certain former employees of Aveos.

The Settlement Agreement is described in the attached Notice. The Notice has been approved by the Federal Court, and sets out the process for obtaining any payment that may be owed to you, as well as the process for challenging the Settlement Agreement before the Court on January 20, 2021.

This Notice is being distributed by mail by the Labour Program to the last known address on file, by TJL through its email lists and by the IAMAW through this Bulletin. **After this Notice, all further communications with affected members will be by mail only, so it is critical that affected members confirm their mailing address with the Labour Program, as instructed in the Notice.**

In solidarity,

Fred Hospes, President & Directing General Chairperson  
Transportation District 140, IAMAW

FH\mb  
Encl.



**BULLETIN NO. 059 - ISSUED NOVEMBER 26, 2020  
PLEASE COPY, POST AND CIRCULATE**

VISIT OUR WEBSITE / VISITEZ NOTRE PAGE WEB – <http://www.iam140.ca>

Halifax – Tel/Tél. : 902-481-0077 Fax/Téloc.: 902-481-0079  
Winnipeg – Tel/Tél. : 204-987-9254 Fax/Téloc.: 204-987-9252  
Calgary – Tel/Tél. : 403-250-3708 Fax/Téloc.: 403-250-3707  
Toronto – Tel/Tél. : 905-671-3192 (Toll free/Sans frais : 1-877-426-2948) Fax/Téloc.: 905-671-2114 (Toll free/Sans frais : 1-866-298-0369)  
Vancouver – Tel/Tél. : 604-448-0721 (Toll free/Sans frais : 1-877-426-3140) Fax/Téloc.: 604-448-0710 (Toll free/Sans frais : 1-888-310-1688)  
Montréal – Tel/Tél. : 514-336-3031 (Toll free/Sans frais : 1-888-992-1010) Fax/Téloc.: 514-336-3039 (Toll free/Sans frais : 1-866-800-3039)

**WERE YOU AN AVEOS EMPLOYEE WHEN IT CLOSED?  
YOU MAY RECEIVE MONEY**

A **settlement agreement** has been reached in the class action opposing the former directors of Aveos and the former employees of Aveos to whom sums are still owed following the company's closure in March 2012 (file T-1290-18). The class action stems from the former directors challenging a decision of arbitrator Pierre Flageole. His decision confirmed that the former directors of Aveos were liable to compensate certain former employees for wages and other compensation owed to them as a result of their employment with Aveos.

**Who can get money?** All persons named as defendants in the class action because wages or other compensation were owed to them by Aveos following the company's closure and to whom an amount in excess of \$25 is owed.

**How much?** A total sum of \$1,900,000 will be divided among the class members in proportion to the amounts owed to them by Aveos.

**TJL** represented the members free of charge in this class action. **No fees** will be deducted from the settlement amount. Cavalluzzo LLP also assisted TJL without fees, in addition to representing three of the defendants.

**The Labour Program of Employment and Social Development Canada** will be responsible for **distributing** the compensations. Therefore, you will have no form to fill out to claim the amount owed to you. **However, it is crucial that you confirm your mailing address to the Labour Program since all further communications in this file, including the payment of compensation owed by cheque, will be sent by mail. You can confirm your mailing address by email, by phone or by regular mail:**

1. By email at the following address : [QC-Travail-Labour-Aveos-GD@hrsdc-rhdcc.gc.ca](mailto:QC-Travail-Labour-Aveos-GD@hrsdc-rhdcc.gc.ca)
2. By phone at : 1-800-641-4049 specifying that you are a FORMER AVEOS EMPLOYEE
3. By mail : by filling and returning the following slip:

**Former Employee of Aveos Aeronautic Performance Inc.**

If you choose to respond by mail, return to : Labour Program, 200 René-Lévesque Boulevard West, West Tower, 4th Floor, Montreal, QC H2Z 1X4.

Full name : \_\_\_\_\_

Address : \_\_\_\_\_

Postal code : \_\_\_\_\_

Phone number : \_\_\_\_\_

**No cheque or payment will be sent to members who have not confirmed their mailing address to the Labour Program.**

If you represent a **member who is deceased**, you must provide the Labour Program with the contact information for the person in charge of settling the estate (i.e. the liquidator of the succession), including mailing address, indicating that the member is deceased in order for the cheque to be made payable the estate.

The agreement must be approved by a judge of the Federal Court. To read the agreement, go to: <https://tjl.quebec/en/class-actions/aircanada/>.

You may challenge the agreement. To do so, you must send the grounds for challenging the agreement to TJJ by email, fax or registered mail **by January 13, 2021 at the latest**. Your challenge will be forwarded to the judge and you will be able to present your challenge before the judge during the hearing.

**When?** TJJ will submit the agreement to a Federal Court judge on **January 20, 2021 at 10 a.m.** during a hearing held virtually. Therefore, you must contact the Court Registry if you wish to attend the hearing by videoconference or telephone, or to make oral representations to the Court at the settlement approval hearing. The Court Registry will inform you of the procedure for doing so.

For any questions please contact :

**Trudel Johnston & Lespérance**

Gilbert McMullen's lawyers

Phone number: 514-871-8385

Fax: 514-871-8800

Email: [info@tjl.quebec](mailto:info@tjl.quebec)

Web site : [www.tjl.quebec](http://www.tjl.quebec)