

NOTICE OF FINAL JUDGMENT OF THE CLASS ACTION IN THE MATTER OF MARK RABINOVITCH AND CIBC ASSET MANAGEMENT INC., SUPERIOR COURT, PROVINCE OF QUEBEC, DISTRICT OF MONTREAL (THE "COURT"), FILE NUMBER 500-06-000215-034

This notice may affect your rights. Please read carefully

TO: All persons who purchased or were holders of units in a mutual fund originally known as the Atlas American RSP Index Fund, subsequently known as the Merrill Lynch U.S. RSP Index Fund, then known as the Renaissance U.S. RSP Index Fund and thereafter known as the Renaissance U.S. Index Fund (the "Fund") prior to April 4, 2002 (the "CAMI Control Date") and who remained unit holders of the Fund for any period of time after the CAMI Control Date (the "Class").

THE PURPOSE OF THIS NOTICE

A class action lawsuit was commenced on behalf of the Class before the Court in Montreal, Quebec against CIBC Asset Management Inc. ("CAMI") as Trustee and Administrator of the Fund. The Plaintiff claimed that CAMI improperly exposed the Fund to the risk of currency exchange rate fluctuation between the U.S. dollar and the Canadian dollar, beginning on or about April 4, 2002 (the "Class Action"). The Class Action sought to recover losses to the Class resulting from a decline in the value of the U.S. dollar relative to the Canadian dollar.

An agreement of settlement and transaction of the Class Action dated December 10, 2007 (the "Settlement") was reached on behalf of all members of the Class who have not opted out of the Class Action (the "Class Members") and Court approval of same was obtained by judgment of the Honourable Mr. Justice Pierre J. J. on the 17th day of December, 2007 (the "Final Judgment"). This notice is given pursuant to article 1030 of the *Code of Civil Procedure (Quebec)*.

DESCRIPTION OF CLASS AND TENOR OF FINAL JUDGMENT

This notice is only a summary of the description of the Class and terms of the Final Judgment. A copy of the entire Settlement is available at the website www.usrspindexfund.com. The Class is described in the Notice to persons hereinabove stipulated. The Final Judgment approved the Settlement whereby the Class Action was settled and transacted. Pursuant to the Final Judgment CAMI will pay the sum of \$20,000,000.00 CDN (the "Settlement Proceeds") in full and final settlement of all claims made in the Class Action, inclusive of fees, costs, and expenses due to Class Counsel.

Only Class Members who file a Proof of Claim with the Claims Administrator will be paid their pro rata share of the net Settlement Proceeds. Proof of Claim forms shall be sent to the last known address of Class Members and Class members may also obtain Proof of Claim forms by visiting www.usrspindexfund.com or by contacting the Claims Administrator.

Crawford Class Action Services shall act as the Claims Administrator. The Claims Administrator may be reached at

600, Weber Street North, floor 1
Waterloo, Ontario, N2V 1K4
Tel: 1 866-510-8069
Fax: 519-578-4016
e-mail: usrspindexfund@crawco.ca

Upon acceptance of a Proof of Claim, the Claims Administrator shall pay the Class Member a pro rata share of the net Settlement Proceeds in the manner set forth in the Settlement.

RELEASE

Any Class Member who has not opted out of the Class Action as provided for in Article 1007 et seq. of the *Code of Civil Procedure (Quebec)* shall release and discharge CAMI, the Fund and their representatives upon the Effective Date as provided for in the Settlement for any and all claims, actions and demands they may

have in respect of all claims made or which could have been made in the Class Action.

ADDITIONAL INFORMATION

Information about the Final Judgment is available at www.usrspindexfund.com. Any questions about the Final Judgment should be directed to the Class Counsel:

Neil H. Stein Esq. Stein & Stein Inc. Barristers & Solicitors 4101, Sherbrooke St. W. Montreal, Qc H3Z 1A7 Tel: 514-866-9806 Fax: 514-875-8218 E-mail : nstein@steinandstein.com	Robert Kugler Esq. Kugler Kandestin LLP Barristers & Solicitors 1, Place Ville Marie, suite 2101 Montreal, Qc H3B 2C6 Tel : 514-878-2861 Fax: 514-875-8424 E-mail : rkugler@kugler-kandestin.com
---	---

Class Members who consider it desirable or necessary to seek the advice and guidance of their own counsel do so at their own expenses.

INTERPRETATION

This notice contains a summary of some of the terms of the Final Judgment. If there is a conflict between the provisions of this notice and the terms of the Final Judgment, the Final Judgment shall prevail.